7th. Keid



Washington, Thursday, November 21, 1946

Regulations

TITLE 6-AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

> PART 248—CORN LOANS 1946 CORN LOAN PROGRAM

CROSS REFERENCE: For a directive from the Office of Economic Stabilization authorizing the Secretary of Agriculture to carry out through the Commodity Credit Corporation a loan program for the 1946 crop of corn, see Title 32, Chapter XVIII, Part 4003, infra.

TITLE 7-AGRICULTURE

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802-SUGAR DETERMINATIONS

FAIR AND REASONABLE PRICES FOR 1946 CROPS OF FLORIDA AND LOUISIANA SUGAR-CANE FOR SUGAR

NOVEMBER 15, 1946.

Pursuant to section 301 (d) of the Sugar Act of 1937, as amended, the following determination is hereby issued:

§ 802.22q Fair and reasonable prices for the 1946 crop of Florida sugarcane for sugar. Any producer who is also a processor of Florida sugarcane shall be deemed to have met the requirements of section 301 (d) of the Sugar Act of 1937, as amended, if such producer has paid or contracted to pay for sugarcane for sugar purchased from other producers and processed by him at rates not less than those provided for in the determination of fair and reasonable prices for the 1945 crop of Florida sugarcane for sugar, issued September 13, 1945 (11 F. R. 11847).

§ 802.22r Fair and reasonable prices for the 1946 crop of Louisiana sugarcane for sugar. Any producer who is also a processor of Louisiana sugarcane shall be deemed to have met the requirements of section 301 (d) of the Sugar Act of 1937, as amended, if such producer has paid or contracted to pay for sugarcane for

sugar purchased from other producers and processed by him at rates not less than those provided for in the determination of fair and reasonable prices for the 1945 crop of Louisiana sugarcane for sugar, issued September 13, 1945 (11 F. R. 11847), except that for the purpose of determining season average prices for 96° raw sugar, duty paid basis at New Orleans, Louisiana, the period beginning with October 4, 1946 (or the Friday within the first marketing week of actual trading) and ending on January 31, 1947, shall be governing.

(Sec. 301, 50 Stat. 909; 7 U. S. C. 1131)
Issued this 15th day of November 1946.

[SEAL]

N. E. Dodd, Acting Secretary.

[F. R. Doc. 46-20597; Filed, Nov. 20, 1946; 8:49 a.m.]

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 955—GRAPEFRUIT GROWN IN THE STATE OF ARIZONA; IN IMPERIAL COUNTY, CALIFORNIA; AND IN THAT PART OF RIVERSIDE COUNTY, CALIFORNIA, SITUATED SOUTH AND EAST OF THE SAN GORGONIO PASS

DETERMINATION RELATIVE TO BUDGET OF EX-PENSES AND FIXING OF RATE OF ASSESSMENT FOR 1946-47 FISCAL PERIOD

On October 26, 1946, notice of proposed rule making was published in the FEDERAL REGISTER (11 F. R. 12634) regarding the budget of expenses and the fixing of the rate of assessment for the 1946-47 fiscal period under Marketing Agreement No. 96, and Order No. 55 (7 CFR, Cum. Supp., 955.1 et seq.), regulating the handling of grapefruit grown in the State of Arizona; in Imperial County, California; and in that part of Riverside County, California, situated south and east of the San Gorgonio Pass. This regulatory program is effective pursuant to the Agricultural Marketing Agreement Act of 1937. After consideration of all relevant matters presented, including the proposals set forth in the aforesaid notice, which were submitted by the Adminis-

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trative Committee (established pursuant to the marketing agreement and order), it is hereby found and determined that:

§ 955.201 Budget of expenses and rate of assessment for the 1946-47 fiscal period. (a) The expenses necessary to be incurred by the Administrative Committee, established pursuant to the provisions of the aforesaid marketing agreement and order, for the maintenance and functioning, during the fiscal period beginning August 1, 1946, and ending July 31, 1947, both dates inclusive, of the Administrative Committee, established under the aforesaid marketing agreement and order, will amount to \$13,-300.00, and the rate of assessment to be paid, in accordance with the aforesaid marketing agreement and order, by each handler who first ships fruit shall be seven mills (\$0.007) per standard box shipped by such handler as the first shipper thereof during the said fiscal period; and such rate of assessment is hereby approved as each such handler's pro rata share of the aforesaid expenses

(b) Compliance with the effective date requirements of the Administrative Procedure Act (60 Stat. 237; Pub. Law 404, 79th Cong., 2d Sess.) is impracticable, unnecessary, and contrary to the public interest, in that: (1) the rate of assessment is applicable, pursuant to the marketing agreement and order, to all shipments of grapefruit made during the fiscal period beginning August 1, 1946, and ending July 31, 1947, both dates inclusive; (2) the expenses of operating this regulatory program since August 1, 1946, have, in accordance with the applicable provisions of the marketing agreement and order, been paid with funds representing assessments collected, which were in excess of expenses incurred, during the previous fiscal period; (3) all such funds have already been expended; and (4) in order for the regulatory assessments to be collected, it is essential that the specification of the assessment rate to be issued immediately so as to enable the Administrative Committee to perform its respective duties and functions under the aforesaid marketing agreement and order.

(c) As used herein, the terms "standard box," "handler," "shipped," and "fruit" shall have the same meaning as is given to each such term in said marketing agreement and order. (40 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U. S. C. 601 et seq.)

Done at Washington, D. C. this 15th day of November 1946.

[SEAL] N. E. Dodd, Acting Secretary of Agriculture.

[F. R. Doc. 46-20596; Filed, Nov. 20, 1946; 8:50 a, m.]

Chapter XXI—Organization, Functions, and Procedure of the Department of Agriculture

Subchapter C-Production and Marketing
Administration

PART 2305—FRUIT AND VEGETABLE BRANCH

Effective November 1, 1946, § 2305.1 (e) (1) of Title 7 issued September 11, 1946 (11 F. R. 177A-269), is hereby amended by adding at the end thereof a new sentence to read as follows: "The Officer or Acting Officer in Charge of the Division is authorized to take all action necessary or appropriate in the administration of the acts, subject to the limitations contained in said acts and in the rules and regulations with respect thereto (7 CFR 33, 41, 46, 47 and 48).

(Pub. Law 404, 79th Cong., 60 Stat. 238)

Issued this 18th day of November 1946.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable
Branch, Production and Marketing Administration.

[F. R. Doc. 46-20684; Filed, Nov. 20, 1946; 8:49 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VI—Federal Public Housing Authority

PART 603—FINAL DELEGATIONS OF AUTHORITY

FUNCTIONS OF ASSISTANT COMMISSIONER FOR DEVELOPMENT AND RE-UTILIZATION WITH RESPECT TO CLAIMS SETTLEMENT

Cross Reference: For designation of the Assistant Commissioner for Development and Re-utilization of the Federal Public Housing Authority to consider, adjust and settle claims involving the Federal Public Housing Authority under the provisions of Public Law 657, 79th Congress, and Executive Order 9786, see Chapter VII, Part 751, of this title, infra.

Chapter VII-National Housing Agency

PART 751—ORGANIZATION DESCRIPTION, IN-CLUDING DELEGATIONS OF FINAL AUTHORITY

DESIGNATION OF ASSISTANT COMMISSIONER FOR DEVELOPMENT AND RE-UTILIZATION OF FEDERAL PUBLIC HOUSING AUTHORITY TO CONSIDER, ADJUST AND SETTLE CLAIMS

§ 751.35 Purpose. (a) The purpose of § 751.36 is to designate the Assistant

Commissioner for Development and Reutilization of the Federal Public Housing Authority to exercise and perform all the functions, powers and duties contained in Public Law 657, 79th Congress, approved August 7, 1946 and Executive Order 9786, dated October 5, 1946 entitled "Regulations Governing the Consideration, Adjustment and Settlement of Claims under Public Law 657, Approved August 7, 1946."

§ 751.36 Designation of the Assistant Commissioner for Development and Reutilization of the Federal Public Housing Authority to consider, adjust and settle claims involving the Federal Public Housing Authority under the provisions of Public Law 657, 79th Congress, approved August 7, 1946 and Executive Order 9786, dated October 5, 1946. (a) Public Law 657, 79th Congress, approved August 7, 1946 and Executive Order 9786, dated October 5, 1946 authorize agencies of the Government which, between the period of September 16, 1940 and August 14, 1945, were authorized to exercise the provisions of the First War Powers Act. 1941, to consider, adjust and settle equitable claims of contractors incurred during that period without fault or negligence on their part in the performance of such contracts.

(b) Pursuant to authority vested in me by said Public Law 657 and Executive Order 9786, I hereby designate the Assistant Commissioner for Development

and Re-utilization:

(1) To receive, consider, adjust and settle all claims involving the Federal Public Housing Authority which arise under the provisions of Public Law 657, 79th Congress, approved August 7, 1946 and Regulations Governing the Consideration, Adjustment and Settlement of Claims Under Public Law 657, Approved August 7, 1946.

(2) The authority delegated herein shall be exercised in accordance with and subject to the authorizations, limitations and procedural requirements of Public Law 657 and Executive Order 9786.

(3) In discharging the functions and responsibilities set forth under subparagraph (1) and (2) of this paragraph the Assistant Commissioner for Development and Re-utilization may be assisted by review officers or examiners to obtain, compile and analyze evidence or data, submit recommendations on the basis of the examination thereof and otherwise assist him in such manner as he deems appropriate, for the purpose of facilitating the making of decisions by him with respect to such claims.

(4) In accordance with paragraph 307, of Executive Order 9786 relief with respect to a particular loss claimed shall not be granted under Public Law 657 and the Executive order unless such relief would have been granted the claimant under the provisions of the regulations of the Federal Public Housing Authority which governed its policy for extending relief under the First War Powers Act and Executive Orders 9001 and 9116 which were, as follows:

(i) Delegation to regional directors and assistant regional directors. General delegations of the Commissioner's war powers under the First War Powers Act of 1941 and Executive Order 9001 as amended by Executive Order 9296, and Executive Order 9116, and under General Order FPHA-7, to cover general situations applicable to all contracts, will be made from time to time by the Commissioner. The Commissioner also will in his discretion, delegate authority to exercise these war powers to regional directors and assistant regional directors in specific cases wherever the circumstances justify such action. It is the purpose of this section to describe the circumstances under which this authority will be delegated.

(ii) Requests for delegation. A regional director any request the Commissioner to delegate authority to him to

exercise the following powers:

(a) To enter into contracts and into amendments or modifications of contracts heretofore or hereafter made and to make advance, progress and other payments thereon without regard to the provisions of law relating to the making, performance, amendment or modification of contracts.

(b) By agreement, to modify or amend or settle claims under contracts, make advance, progress and other payments upon such contracts and enter into agreements with contractors modifying or releasing accrued obligations,

including liquidated damages.

(iii) Nature of authorization. It is to be noted that subparagraph (1) of this paragraph relates to changes in the terms and wording of contracts which affect future performance and to payments thereunder, as distinguished from subparagraph (2) of this paragraph which relates primarily to claims and obligations arising under previously established contract provisions. It is to be noted also that amendments and modifications of contracts may be with or without consideration, irrespective of the time or circumstances of the making or the form of the contract amended or modified, and irrespective of rights which may have accrued under the contract or amendments or modifications thereof (Executive Order 9001, Title I, sec. 3).

(iv) Justification for use of war powers. Each request for authority under subparagraph (1) or (2) of this paragraph must be accompanied by a statement justifying the request, showing with appropriate relevant facts exactly how the prosecution of the war effort is facilitated by the proposed action. This requirement of a showing as to how the war effort will be facilitated excludes the use of the war powers for the sole purpose of benefiting a contractor, or to make a contractor more satisfied with his obligations, through the relief of so-called "inequities" unless such relief is incidental to the facilitation of the war effort. Each request under subparagraph (1) or (2) of this paragraph should also contain a specific recommendation as to what particular type of action is required.

(v) Limitations on use of war powers. Contractors are not to be permitted or encouraged to hinder their work and complain of "unfair requirements" merely for the purpose of obtaining some concession from the Government. In other words, if the war effort is hindered by

the contractor's actions, this authority should not be used to remove the obstacle in the name of facilitating the war effort. On the other hand if, through no fault of his own, the contractor has been forced to stop or delay the work, the war powers may be used if a resumption of work or acceleration of work results to the Government's benefit.

(vi) Typical standards to determine facilitation of war effort. It may be determined that the war effort will be facilitated if the exercise of the war powers

will:

(a) Release workmen more urgently needed elsewhere on other war work.

(b) Results in better, quicker or less expense construction.

(c) Reduce use of critical materials
 or permit their use on other war work.
 (d) Remove an obstacle to completion

or expedite completion of construction.

(e) Benefit substantially other war work of contractor presently under contract with the Government or with a war

industry.

(f) Effect an expeditious settlement of a claim under circumstances where failure to reach a prompt settlement would jeopardize the claimant's ability to perform other war contracts, and where it is determined that the claim has arisen in good faith and the equities favor the claimant.

(vii) Qualification. The foregoing is not a comprehensive or exclusive statement of standards upon which the exercise of the war powers can be predicated. Other situations justifying action should

be developed by experience.

(viii) Responsibility of regional directors. In requesting the Commissioner to delegate authority for the exercise of the powers described in subparagraphs (1) and (2) of this paragraph, regional directors shall be responsible for assembling and presenting facts definitely leading to the conclusion that the war effort will be facilitated by the exercise of the Commissioner's authority and for determining and recommending specifically the nature of the authorization requested to remedy the situation.

(ix) Action by the Commissioner.

(ix) Action by the Commissioner. Upon receipt of a request from a regional director, the Commissioner will review it and take appropriate action.

(x) Legal limitations on exercise of war powers. (a) The exercise of these war powers, after such authority has been delegated as provided herein, is subject to all the restrictions and requirements of Executive Order 9001 relative to discrimination, assignment of claims, contractor's warranty, cost-plusa-percentage system of contracting, contracts in violation of existing law relating to the limitation of profits, and the provisions of the Walsh-Healey Act, the Davis-Bacon Act, the Copeland Act, and the Eight-Hour Law.

(b) Executive Order 9296 amending paragraph 1 of Title II of Executive Order 9001, changes the requirements with reference to the submission of reports on all contracts and all purchases made pursuant to the War Powers Act and Executive orders. Complete data shall be maintained as to all contracts and purchases made pursuant to the War Powers Act and the Executive orders which shall be available for public in-

spection as may be deemed compatible with the public interest, and insofar as it does not cover restricted, confidential or secret contracts or purchases. Such data shall be maintained in the regional offices.

(xi) Other delegations of authority to modify contracts. The provisions of this section do not modify or in any way affect any previous general or special delegations of the Commissioner's War Powers heretofore made with respect to the modification of individual contracts heretofore or hereafter entered into.

(Pub. Law 657, 79th Cong.; E. O. 9786, Oct. 5, 1946, 11 F. R. 11553; Pub. Law 404, 79th Cong., 60 Stat. 238)

Issued this 15th day of November 1946.

WILSON W. WYATT, Housing Administrator.

[F. R. Doc. 46-20599; Filed, Nov. 20, 1946; 8:46 a. m.]

TITLE 32-NATIONAL DEFENSE

Chapter XI-Office of Price Administration

PART 1334—SUGAR [MPR 16,1 Amdt. 4]

RAW CANE SUGAR

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation 16 is amended in the following respects:

- 1. Section 8 (a) (1) (i) is amended to read as follows:
- (i) The maximum price per pound for raw cane sugars of 96 degrees polarization from off-shore producing areas, duty paid, cost, insurance and freight shall be 4.57 cents, for delivery at points at which deliveries have customarily been made by Commodity Credit Corporation for a particular refinery, or, if such deliveries have not customarily been made by Commodity Credit Corporation, then at receiving scales located at the refinery port.
- 2. In the first sentence of section 8 (b) (1) the figure "4.57" is substituted for the figure "4.205."

This amendment shall become effective November 20, 1946.

Issued this 20th day of November 1946.

PAUL A. PORTER, Administrator.

Approved: November 15, 1946.

N. E. Dodd, Acting Secretary of Agriculture.

Statement of Considerations to Amendment No. 4 to Maximum Price Regulation 16 and Amendment No. 7 to Maximum Price Regulation 60

The accompanying amendments to Maximum Price Regulation Nos. 16 and 60 increase the maximum prices of raw

¹¹⁰ F. R. 10978; 11 F. R. 1434, 3201.

cane sugar 36.5 cents per hundredweight and of all direct consumption sugars, except direct consumption raw sugar, 40 cents per hundredweight. The maximum prices of the latter are increased 36.5 cents per hundredweight.

On September 18th, 1946, the maximum prices of raw cane sugar and direct consumption sugars were increased by 1.37 and 1.5 cents per pound, respectively, in order to permit the continued importation of raw sugar from Cuba. This increase was necessitated by the operation of an adjustment clause in the contract between the Commodity Credit Corporation and the Cuban government for the purchase of the 1946 Cuban raw sugar This clause provides that if for any quarter or quarters of the calendar year 1946 the Consumers Price Index or the Index of Retail Food Prices as published by the Bureau of Labor Statistics exceeds the corresponding index for the last quarter of 1945 by 2% or more, the basic minimum price of one quarter of the total quantity of raw sugar purchased under the contract must be increased by

the same percentage. In September, 1946, the figures published by the Bureau of Labor Statistics disclosed that the Index of Retail Food Prices for the second quarter of 1946 had advanced 2.13 percent above the base figure, and on the basis of data then available, it was estimated that the indices for the third and fourth quarters would represent still greater advances. Since the Commodity Credit Corporation could not legally absorb the increased costs to them arising from the operation of the adjustment clause, it was necessary to allow these increased costs to be reflected in their selling prices with corresponding advances in prices for other sellers, and

for refined sugar.

It was thought at that time that an increase of 1.37 and 1.5 cents per pound respectively in the prices for raw sugar and refined sugars would be sufficient to cover any increase in costs of Cuban raw sugar for the balance of 1946 under the Cuban contract. However, since that time food items then under control have been removed from price control at a more rapid pace than was then estimated, necessitating an upward revision in the estimated projection of the food indices for the third and fourth quarters.

The increase of 36.5 cents per hundredweight in maximum prices of raw sugar is in accordance with the recommendation of the Secretary of Agriculture that it is required to permit the Commodity Credit Corporation to pay the price required by the Cuban purchase agreement and to import the sugar into this country duty paid without a subsidy. Adjusting this figure to a refined basis results in an increase of 40 cents per hundredweight for refined sugars.

These increases are made applicable to all sugars covered by the regulations for the same reasons the earlier increases were made to apply generally, as explained in the statements of considerations accompanying the issuance of Amendments 2 and 3 to Maximum Price Regulation 16.

[F. R. Doc. 46-20736; Filed, Nov. 20, 1946; 11:16 a. m.] PART 1334—SUGAR [MPR 60,1 Amdt. 7]

DIRECT CONSUMPTION SUGAR

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation 60 is amended in the following respects:

- 1. Section 2 (a) (1) is amended to read as follows:
- (1) The maximum basis prices for the following direct-consumption sugars per one hundred pounds, f. o. b. United States seaboard cane sugar refinery nearest freightwise to the point of delivery, shall be as follows:
- (i) For sales of fine granulated cane sugar refined in Continental United States, \$6.00.
 (ii) For sales of fine granulated beet sugar processed in Continental United

States, \$7.90.

(iii) For sales of fine granulated cane sugar from off-shore areas, domestic or for-

eign, duty paid, \$5.95.
(iv) For sales of turbinado, washed-white or similar sugar from off-shore areas, domestic or foreign, duty paid, for direct con-

sumption, \$5.65.
(v) For sales of plantation granulated sugar processed from United States mainland sugar cane, \$5.90.

(vi) For sales of direct-consumption sugars other than those provided for above, in this section, processed from United States mainland sugar cane including but not limited to turbinado, plantation white and high-washed sugars, \$5.80.

2. In section 2 (b) (1) the figure "\$4.965" is substituted for the figure "\$4.60".

This amendment shall become effective November 20, 1946.

Issued this 20th day of November 1946.

PAUL A. PORTER, Administrator.

Approved: November 15, 1946.

N. E. Dodd, Acting Secretary of Agriculture.

Statement of Considerations to Amendment No. 4 to Maximum Price Regulation 16 and Amendment No. 7 to Maximum Price Regulation 60

The accompanying amendments to Maximum Price Regulation Nos. 16 and 60 increase the maximum prices of raw cane sugar 36.5 cents per hundredweight and of all direct consumption sugars, except direct consumption raw sugar, 40 cents per hundredweight. The maximum prices of the latter are increased 36.5 cents per hundredweight.

On September 18th, 1946, the maximum prices of raw cane sugar and direct consumption sugars were increased by 1.37 and 1.5 cents per pound, respectively, in order to permit the continued importation of raw sugar from Cuba. This increase was necessitated by the operation of an adjustment clause in the con-

¹ 10 F. R. 14816; 11 F. R. 1434, 3299, 7036, 13254.

tract between the Commodity Credit Corporation and the Cuban government for the purchase of the 1946 Cuban raw sugar crop. This clause provides that if for any quarter or quarters of the calendar year 1946, the Consumers Price Index or the Index of Retail Food Prices as published by the Bureau of Labor Statistics exceeds the corresponding index for the last quarter of 1945 by 2% or more, the basic minimum price of one quarter of the total quantity of raw sugar purchased under the contract must be increased by the same percentage.

In September, 1946, the figures published by the Bureau of Labor Statistics disclosed that the Index of Retail Food Prices for the second quarter of 1946 had advanced 2.13 percent above the base figure, and on the basis of data then available, it was estimated that the indices for the third and fourth quarters would represent still greater advances. Since the Commodity Credit Corpora-tion could not legally absorb the increased costs to them arising from the operation of the adjustment clause, it was necessary to allow these increased costs to be reflected in their selling prices with corresponding advances in prices for other sellers and for refined sugar.

It was thought at that time that an increase of 1.37 and 1.5 cents per pound respectively in the prices for raw sugar and refined sugars would be sufficient to cover any increase in cost of Cuban raw sugar for the balance of 1946 under the Cuban contract. However, since that time food items then under control have been removed from price control at a more rapid pace than was then estimated, necessitating an upward revision in the estimated projection of the food indices for the third and fourth quarters.

The increase of 36.5 cents per hundredweight of maximum prices of raw sugar is in accordance with the recommendation of the Secretary of Agriculture that it is required to permit the Commodity Credit Corporation to pay the price required by the Cuban purchase agreement and to import the sugar into this country duty paid without a subsidy. Adjusting this figure to a refined basis results in an increase of 40 cents per hundredweight for refined sugars.

These increases are made applicable to all sugars covered by the regulations for the same reasons the earlier increases were made to apply generally, as explained in the statements of considerations accompanying the issuance of Amendments 2 and 3 to Maximum Price Regulation 16.

[F. R. Doc. 46-20738; Filed, Nov. 20, 1946; 11:16 a. m.]

PART 1411—COMPENSATORY ADJUSTMENT [Rev. Compensatory Adjustment Reg. 1, Amdt. 9]

WARTIME INCREASES IN THE COST OF TRANS-PORTING COAL

Revised Compensatory Adjustment Regulation No. 1 is amended in the following respects: 1. Section 1411.12 is added to read as follows:

§ 1411.12 Notwithstanding anything to the contrary contained in this regulation as amended, no compensatory adjustment payments shall be made in connection with coal received at a business establishment subsequent to midnight, November 9, 1946.

2. Section 1411.13 is added to read as follows:

§ 1411.13 Notwithstanding anything to the contrary contained in this regulation as amended, the last day for filing any application for compensatory adjustment shall be January 31, 1947.

This amendment shall become effective November 20, 1946.

Issued this 20th day of November 1946.

PAUL A. PORTER, Administrator.

[F. R. Doc. 46-20737; Filed, Nov. 20, 1946; 11:16 a. m.]

Chapter XVIII—Office of Economic Stabilization, Office of War Mobilization and Reconversion

[Directive 145]

PART 4003—SUBSIDIES: SUPPORT PRICES
1946 CORN LOAN PROGRAM

§ 4003.17c Corn loan program, 1946 crop. The Secretary of Agriculture, through Commodity Credit Corporation, proposes to offer loans to producers of 1946-crop corn at 90 percent of the parity price of corn as of October 1, 1946, the beginning of the marketing year.

After careful consideration, I hereby find that the 1946 corn loan program described in the Acting Secretary of Agriculture's letter of October 18, 1946, and the accompanying memorandum, is necessary to enable producers to retain stocks on farms for feeding purposes and to stabilize and protect the farm price of corn. Accordingly the Department of Agriculture is authorized and directed to make loans to producers on 1946-crop corn, at 90 percent of the parity price of corn as of October 1, 1946. For this purpose, \$400,000,000 is hereby committed from the capital funds of Commodity Credit Corporation.

(56 Stat. 765; 58 Stat. 632, 642, 784; 59 Stat. 306; Pub. Law 548, 79th Cong.; 15 U. S. C. Sup. 713a-8, 713a-8 note, 50 U. S. C. App. 901-903, 921-925, 961-971; E. O. 9250, Oct. 3, 1942, E. O. 9328, Apr. 8, 1943, E. O. 9599, Aug. 18, 1945, E. O. 9651, Oct. 30, 1945, E. O. 9697, Feb. 14, 1946, E. O. 9699, Feb. 21, 1946, E. O. 9762, July 25, 1946, 7 F. R. 7871, 8 F. R. 4681, 10 F. R. 10155, 13487, 11 F. R. 1691, 1929, 8073)

Issued and effective this 18th day of November 1946.

John R. Steelman,
Director of War Mobilization
and Reconversion, Director
of Economic Stabilization.

[F. R. Doc. 46-20598; Filed, Nov. 20, 1946; 8:47 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

PART 1—GENERAL ORGANIZATION AND JURISDICTION

GENERAL ORGANIZATION AND RULE MAKING

1. Section 1.05-50 (b) (11 F. R. 177 A-75) is amended to read as follows:

§ 1.05-50 Intra- and inter-agency committees. * *

(b) Merchant Marine Council. (1) The Merchant Marine Council is a deliberative body to consider proposed merchant marine regulations, approval of equipment, and such other matters as the Commandant may refer to it, and shall conduct public hearings when so directed by the Commandant and shall generally provide a forum where problems concerning the public and maritime industry may be considered. The Council is a body to advise the Commandant as to policy matters and it has no operating responsibility or authority.

(2) The members of the Merchant Marine Council shall be the Commandant; Chief, Office of Merchant Marine Safety, Chairman; Assistant Chief, Office of Merchant Marine Safety, Chairman; Chief, Planning and Control Staff; Assistant Engineer in Chief; Chief, Merchant Vessel Inspection Division; Chief, Merchant Marine Technical Division; Chief, Merchant Marine Personnel Division; two senators and two representatives from Congress, as designated by the Commandant; and two District Commanders and three marine inspection officers, as designated by the Commandant. The members will participate in all business of the Council except that the Chief, Planning and Control Staff, the Assistant Engineer in Chief, and the members of Congress do not have voting power. The District Commanders and marine inspection officers designated as members of the Council will be changed from time to time. Those members of the Council who are assigned to duty at Headquarters shall constitute a Committee of the Council.

(3) The Merchant Marine Council shall be assisted by panels of consultants selected for their ability in particular phases of the merchant marine industry. Panel members will be appointed by the Commandant upon the recommendation of the Merchant Marine Council or Committee of the Council. Each panel shall have a chairman who will be designated by the Commandant. The meetings shall be held at the request of the Merchant Marine Council, upon the initiative of the chairman of the panel, or at the request of the panel members. Panels may also be invited to participate in Merchant Marine Council discussion. The panels may furnish the Council with recommendations concerning maritime matters upon request from the Council or upon their own initiative.

(4) The Chief, Office of Merchant Marine Safety, shall provide a secretariat for the Merchant Marine Council from the personnel assigned to his office. The Chief Counsel, U. S. Coast Guard, shall be the Legal Advisor for the Merchant Marine Council.

2. Sections 1.75-10 (a) and (b) (11 F. R. 177A-77) are amended to read as follows:

§ 1.75-10 Notices, hearings, and panels. (a) The Merchant Marine Council is the deliberative body which will consider material and arguments for or against adoption of proposed regulations. The Council meets in regular sessions twice yearly, in March and September, and at such other times in special sessions when called by the Commandant. The meetings of the Council will be open to the public. A quorum for meetings of the entire Council shall be nine of the members with voting privileges. A majority of the voting members who are present shall be required to pass any motion before the Council. The Committee of the Council meets in regular session monthly, and at such other times in special sessions when called by the Chairman, Mer-chant Marine Council. The Committee will review proposed regulations and type approvals to be considered by the Council, adopt an agenda for the next regular session of the Council and consider such other matters as may be referred to it by the Commandant or the Chief, Office of Merchant Marine Safety. The Committee has the authority to pass upon type approvals of equipment and to recommend changes of regulations of an emergent nature during the intervals between meetings of the Merchant Marine Council, which actions will be placed on the agenda for review by the Council.

(b) Notice of the time and place of the meeting of the Merchant Marine Council will be published in the FEDERAL REGISTER approximately thirty days in advance of any meeting. In addition either the full text of the proposed regulations or the substance of the proposed regulations will be published in the same notice, along with a reference to the statutory authority for such regulations. In either case, at least thirty days before any meeting, copies of the proposed regulations will be mailed to interested parties for study and comment. Comments may be submitted in writing to the Commandant (CMC) Coast Guard Headquarters, Washington, D. C., or may be presented at the public meeting.

(Reorg. Plan No. 3 of 1946, 11 F. R. 7875)

[SEAL]

J. F. FARLEY, Admiral, U. S. C. G. Commandant.

NOVEMBER 15, 1946.

[F. R. Doc. 46-20639; Filed, Nov. 20, 1946; 8:45 a. m.]

TITLE 36-PARKS AND FORESTS

Chapter I-National Park Service, Department of the Interior

PART 2—GENERAL RULES AND REGULATIONS
PROTECTION OF WILDLIFE

Section 2.9 Protection of wildlife (6 F. R. 1626) is amended by adding a new paragraph (e), reading as follows:

(e) During the hunting season, hunters may, under permits issued by the Superintendent of the Blue Ridge Parkway, park vehicles in designated parking areas and cross the parkway lands from and to their vehicles with dogs on leash, firearms with breech or chamber open, and game lawfully killed on lands adjacent to the Blue Ridge Parkway.

(Sec. 3, 39 Stat. 535; 16 U. S. C. 3)

Issued this 8th day of November 1946.

[SEAL] C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

[F. R. Doc. 46-20584; Filed, Nov. 20, 1946; 8:45 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR
Subtitle A—Office of the Secretary of the
Interior

Order 22721

PART 4—DELEGATIONS OF AUTHORITY
BUREAU OF LAND MANAGEMENT; GEOLOGICAL
SURVEY

Section 4.261 (11 F. R. 7776) is hereby amended by adding at the end of the first paragraph the following sentence: "Actions taken by the Director, Bureau of Land Management, shall be subject to the right of appeal to the Secretary according to the rules of practice (43 CFR, Part 221)."

Section 4.610 (11 F. R. 7776) is hereby amended by adding the following sentence: "Actions taken by the Director, Geological Survey, shall be subject to the right of appeal to the Secretary as provided in 30 CFR, Cum. Supp., 221.66."

(Pub. Law 404, 79th Cong.)

OSCAR L. CHAPMAN, Acting Secretary of the Interior. November 8, 1946.

[F. R. Doc. 46-20582; Filed, Nov. 20, 1946; 8:50 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 3-RADIO BROADCAST SERVICES

STANDARDS OF GOOD ENGINEERING PRACTICE CONCERNING FM BROADCAST STATIONS

In the matter of amendment of Standards of Good Engineering Practice concerning FM broadcast stations.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 7th day of November 1946:

Whereas, the Commission finds that an improvement in FM broadcasting may be achieved by permitting, on an optional basis, licensees of FM stations to utilize circular or elliptical polarization, without in any way changing the present requirement that all FM licenses (including those who avail themselves of the option of utilizing circular or elliptical polarization) utilize horizontal polarization;

It is ordered, That the Standards of Good Engineering Practice concerning FM broadcast stations are amended as set forth in the attached appendix.

It is further found and ordered, That whereas this amendment is promulgated under authority of sections 303 (e), 303 (g) and 303 (r) of the Communications Act of 1934, as amended, and that the changes made are purely optional with the licenesses, notice and the public procedure required by section 4 of the Administrative Procedure Act are hereby found unnecessary and the amendment to the Standards of Good Engineering Practice is hereby made effective immediately.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

Appendix

Amendments to the Standards of Good Engineering Practice Concerning FM Broadcast Stations.

1. Paragraph K of section 1 is amended as follows:

SECTION 1. Definitions. * * *

K. Effective radiated power. The term "effective radiated power" means the product of the antenna power (transmitter output power less transmission line loss) times (1) the antenna power gain, or (2) the antenna field gain squared. Where circular or elliptical polarization is employed the term effective radiated power is applied separately to the horizontal and vertical components of radiation. For allocation purposes, the effective radiated power authorized is the horizontally polarized component of radiation only.

2. Paragraph M of section 1 is amended as follows:

M. Antenna height above average terrain. (1) For Class A stations the term "antenna height above average terrain" means the height of the radiation center of the antenna above the terrain 10 miles from the antenna.

(2) For Class B stations the term "antenna height above average terrain" means the height of the radiation center of the antenna above the terrain 2 to 10 miles from the antenna. (In general a different antenna height will be determined for each direction from the antenna. The average of these various heights is considered as the antenna height above average terrain for Class B stations.)

- (3) Where circular or elliptical polarization is employed the antenna height above average terrain shall be based upon the height of the radiation center of the antenna which transmits the horizontal component of radiation.
- 3. A new paragraph N of section 1 is added to read as follows:
- N. Field intensity. The term field intensity as used in these standards shall

mean the electric field intensity in the horizontal direction.

4. The second undesignated paragraph of section 5 is amended as follows:

SEC. 5. Field intensity measurements in allocation. * * *

Measurements made to determine the service and interference areas of FM broadcast stations should be made with mobile equipment along roads which are as close and similar as possible to the radials showing topography which were submitted with the application for construction permit. Suitable measuring equipment and a continuous recording device must be employed, the chart of which is either directly driven from the speedometer of the automobile in which the equipment is mounted or so arranged that distances and identifying landmarks may be readily noted. The measuring equipment must be calibrated against recognized standards of field intensity and so constructed that it will maintain an acceptable accuracy of measurement while in motion or when stationary. The equipment should be so operated that the recorder chart can be calibrated directly in field intensity in order to facilitate analysis of the chart. The receiving antenna shall be nondirectional and primarily responsive to the horizontal electric field.

5. Paragraph A of section 7 is amended as follows:

SEC. 7. Antenna systems. A. It shall be standard to employ horizontal polarization; however, circular or elliptical polarization may be employed if desired. Clockwise or counterclockwise rotation may be used. The supplemental vertically polarized effective radiated power required for circular or elliptical polarization shall in no event exceed the effective radiated power authorized.

[F. R. Doc. 46-20615; Filed, Nov. 20, 1946; 8:45 a. m.]

PART 18—RULES AND REGULATIONS RELAT-ING TO THE OPERATION OF MEDICAL DIATHERMY EQUIPMENT AND INDUSTRIAL HEAFING EQUIPMENT

Cross Reference: For further notice of proposed rule making under this part, see F. R. Doc. 46–20626, Federal Communications Commission in Notices section, infra.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter II—Office of Defense Transportation

PART 502—DIRECTION OF TRAFFIC MOVEMENT

SHIPMENTS OF HAY AND STRAW

CROSS REFERENCE: For an exception to the prohibitions contained in § 502.202, see Part 522, infra.

[Gen. Permit ODT 16C, Rev. 3]

PART 522—DIRECTION OF TRAFFIC MOVE-MENT; EXCEPTIONS, EXEMPTIONS, AND PERMITS

SHIPMENTS OF HAY AND STRAW

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Order 8989, as amended, and Exexecutive Order 9729, it is hereby ordered, that:

§ 522.663 Shipments of hay and straw. Notwithstanding the prohibitions contained in § 502.202 of General Order ODT 16C, Revised (11 F. R. 13426), any person may offer to a rail carrier and any such carrier may accept for transportation, or transport, to or within any port area for storage or delivery to an ocean carrier any overseas freight consisting of hay or straw, when such freight is consigned by or to any duly authorized agent of the United States Department of Agriculture, or of the United Nations Relief and Rehabilitation Administration.

This General Permit ODT 16C, Revised-3, shall become effective at 12:01 a.m. on November 21, 1946.

(56 Stat. 676, 56 Stat. 177, 58 Stat. 827, 59 Stat. 658, Pub. Law 475, 79th Cong., 60 Stat. 345; 50 U. S. C. App. 633, 645, 1152; E. O. 8989, Dec. 18, 1941, 6 F. R. 6725; as amended by E. O. 9389, Oct. 18, 1943, 8 F. R. 14183; E. O. 9729, May 23, 1946, 11 F. R. 5641)

Issued at Washington, D. C., this 18th day of November 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46-20612; Filed, Nov. 20, 1946; 8:46 a. m.]

Notices

DEPARTMENT OF JUSTICE.

Office of Alien Property.

[Vesting Order 7353]

ERNST SELIGMAN

In re: Stock, together with bank account held for liquidation thereof, owned by Ernst Seligman. F-28-5600-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernst Seligman, whose last known address is Mullerstrasse 46, Munchen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as fol-

a. Three (3) shares of capital stock of Lawrence Show Rooms Inc., evidenced by Trust Certificate Number 46, registered in the name of Ernst Seligman, and presently in the custody of The First National Bank of Chicago, 38 South Dearborn Street, Chicago 90, Illinois, together

with all declared and unpaid dividends thereon, and

b. That certain debt or other obligation owing to Ernst Seligman by The First National Bank of Chicago, 38 South Dearborn Street, Chicago 90, Illinois, in the amount of \$61.50, as of December 31, 1945, arising out of funds held in said bank for liquidation of the aforesaid stock, referred to in subparagraph 2 (a) above, in a stock transfer account, Account Number 18659, entitled Lawrence Show Rooms, Inc., together with any and all accruals thereto, and any and all rights to demand, enforce and collect the

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany):

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The term "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 31, 1946.

[SEAL] JAMES E. MARKHAM, Alien Property Custodian,

[F. R. Doc. 46-20641; Filed, Nov. 20, 1946; 8:55 a.m.]

[Vesting Order 7566]

PAUL HILLER

In re: Bank accounts and stock, together with bank account held for redemption thereof, owned by Paul Hiller, F-28-8307-A-1, F-28-8307-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Paul Hiller, whose last known address is Vierlanderstrasse No. 276, Hamburg 27, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as fol-

lows:

a. Two shares of \$100.00 par value 7% preferred capital stock of Armour and Company of Delaware (now Armour and Company), 316 South La Salle Street, Chicago 4, Illinois, a corporation organized under the laws of the State of Delaware, evidenced by certificate numbered CO 85790, registered in the name of Paul Hiller, together with all declared and unpaid dividends thereon,

b. That certain debt or other obligation owing to Paul Hiller by Continental Illinois National Bank and Trust Company of Chicago, 231 South La Salle Street, Chicago, Illinois, in the amount of \$223.19 as of December 31, 1945, arising out of funds held in said bank for the redemption of the aforesaid stock, referred to in subparagraph 2 (a) above, in an accumulated cash account, entitled Armour and Company of Delaware Pfd. Stk. Redemption of 9/22/43, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

c. That certain debt or other obligation of Continental Illinois National Bank and Trust Company of Chicago, 231 South La Salle Street, Chicago, Illinois, arising out of an accumulated cash account, entitled Armour and Company of Delaware Pfd. Stk. Dividends, and any and all rights to demand, en-

force and collect the same, and
d. That certain debt or other obligation of Continental Illinois National
Bank and Trust Company of Chicago,
231 La Salle Street, Chicago, Illinois,
arising out of an accumulated cash account, entitled Armour and Company of
Delaware Pfd. Stk. Dividend Special,
and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Paul Hiller, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20642; Filed, Nov. 20, 1946; 8.54 a. m.]

[Vesting Order 7592]

Louis G. Schwenzel

In re: Debt owing to Louis G. Schwenzel. F-28-23557-A-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Louis G. Schwenzel, whose last known address is Roecknitzstrasse 11, Dresden, Germany, is a resident of Germany and a national of a designated

enemy country (Germany);
2. That the property described as follows: That certain debt or other obligation matured or unmatured owing to Louis G. Schwenzel, by Westchester Service Corporation, 195 South Broadway, Yonkers, New York, evidenced by two (2) Westchester Service Corp. first cumulative income 4% bonds, due 1953, bearing the numbers M 824 at \$1,000.00

and D 58 at \$500.00, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the aforementioned debt or other obligation,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 5, 1946.

[SEAL] JAMES E. MARKHAM,
- Alien Property Custodian.

[F. R. Doc. 46-20643; Filed, Nov. 20, 1946; 8:54 a. m.]

[Vesting Order 7648]

TAKEJI UNO

In re: Estate of Takeji Uno, also known as Uno Takeji, deceased. File D-39-18532; E. T. sec. 14747.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of the heirs at law, names unknown, of Takeji Uno, also known as Uno Takeji, deceased, in and to the Estate of Takeji Uno, also known as Uno Takeji, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Japan, namely,

Nationals and Last Known Address

Heirs at law, names unknown, of Takeji Uno, also known as Uno Takeji, deceased, Japan.

That such property is in the process of administration by W. G. Wallenbeck, as Public Administrator, acting under the judicial supervision of the DeKalb County Court, Sandwich, Illinois,

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the in-

terest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1946.

[SEAL] JAMES E. MARKHAM, Alien Property Custodian.

[F. R. Doc. 46-20644; Filed, Nov. 20, 1946; 8:54 a. m.]

[Vesting Order 7833] JOHN H. BECKER

In re: Estate of John H. Becker, deceased. D-28-2331; E. T. sec. 3113.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pusuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Adolph Paul Mueller, Alex Mueller, Ewald Mueller, Elisabeth Mueller, and Mrs. Anna Reinertz (nee Mueller), and each of them, in, to and against the estate of John H. Becker; deceased, is property payable or deliverable to, or claimed, by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Adolf Paul Mueller, Germany.
Alex Mueller, Germany.
Ewald Mueller, Germany.
Elisabeth Mueller, Germany.
Mrs. Anna Reinertz, nee Mueller, Germany.

That such property is in the process of administration by Louis C. Becker, as Executor, acting under the judicial supervision of the Probate Court of Valencia County, New Mexico,

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany):

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States

Such property and any or all of the proceeds thereof shall be held in an ap-

No. 227-2

propriate account or accounts, pending further determination of the Alien Property Cutodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on October 14, 1946.

[SEAL]

JAMES E. MARKHAM, Alien Property Custodian.

F. R. Doc. 46-20645; Filed, Nov. 20, 1946; 8:54 a. m.1

[Vesting Order 7890]

DEUTSCHE REICHSBANK

In re: Obligations owned by Deutsche Reichsbank, also known as Reichsbank and as Reichsbankdirektorium. F-28-1282-C-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, also known as Reichsbank and as Reichsbankdirektorium, the last known address of which is Berlin, Germany, is a corporation organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Ger-

many):

2. That the property described as follows: Those certain debts or other obligations evidenced by the checks or other credit instruments endorsed by the aforesaid Deutsche Reichsbank and presently held by Continental Illinois National Bank and Trust Company of Chicago, Chicago, Illinois, for collection and credit to the aforesaid Deutsche Reichsbank, also known as Reichsbank and as Reichsbankdirektorium, which checks or other credit instruments are identified in Exhibit A, attached hereto and by reference made a part hereof, together with all rights in, to and under, including particularly, but not limited to, the rights to possession and presentation for collection and payment of, the aforesaid checks and other credit instruments, and any and all rights to demand, enforce and collect the aforesaid debts or other obligations,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national

of a designated enemy country (Ger-

many)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL] JAMES E. MARKHAM, Alien Property Custodian.

EXHIBIT A-SCHEDULE OF CHECKS OF OTHER CREDIT INSTRUMENTS HELD BY CONTINENTAL ILLINOIS NATIONAL BANK & TRUST CO. OF CHICAGO FOR COLLECTION AND CREDIT

Date, Drawer, Number, Drawee, and Amount

9-6-40; Metropolian Trust Co.; 79341; Continental Illinois National Bank & Trust of Chicago, Chicago, Ill.; \$13.93.

9-30-40; American Province of Servite Fathers; 24424; Continental Illinois National Bank & Trust Co. of Chicago, Chicago, Ill.;

3-15-40; Metropolitan Properties; 667374; American National Bank & Trust Co., Chi-cago, Ill.; \$14.17.

9-15-39; Metropolitan Properties; 589380; American National Bank & Trust Co., Chi-

cago, Ill.; \$14.17. 1-2-40; Laurel Hall; 641132; American National Bank & Trust Co., Chicago, Ill.; \$6.87. 10-2-39; Hotel Alms & Hotel Alms Service Building; 594978; American National Bank & Trust Co., Chicago, Ill.; \$6.75.

4-1-40; Hotel Alms & Hotel Alms Service Building; 676868; American National Bank & Trust Co., Chicago, Ill.; \$6.75.

2-1-40; Belvidere Apartments; 653819; American National Bank & Trust Co., Chicago, Ill.; \$5.62.

12-19-39; Unknown; 180153; American National Bank & Trust Co., Chicago, Ill.; \$11.25. 12-23-39; Salmon P. Halle, James Weber and Robert C. Lee, trustees; 340; American National Bank & Trust Co., Chicago, Ill.; \$1.00,

2-1-40; Trust Department, American National Bank & Trust Co.; 655680; American National Bank & Trust Co., Chicago, Ill.;

1-7-39; Coronado Annex First Mortgage Bondholders Committee; 198; Unknown; \$4.75.

6-5-40; Claridge Apartments Co.; 32; American Natioral Bank & Trust Co., Chicago, Ill.; \$200.00.

5-7-40; George W. Rossetter, Jay C. Mc-Cord and Fred E. Downey, Trustees; 2800;

American National Bank & Trust Co., Chicago, Ill.; \$15.00.

12-15-39; J. E. Bernard & Co., G. m. b. H.; 3003; First National Bank of Chicago, Chicago, Ill.: \$341.64.

9-16-40; Continental Ilinois National Bank & Trust Co. of Chicago; 45429; Continental Illinois National Bank & Trust Co. of Chicago, Chicago, Ill.: \$3.13.

10-10-40; First National Bank of Chicago; National Bank of Chicago, A37315; First

Chicago, Ill.; \$4.17. 10-10-40; First National Bank of Chicago; A37316; First National Bank of Chicago, Chicago, Ill.; \$4.17.

9-1-40; Continental Illinois National Bank & Trust Co. of Chicago; RI-47448; Continental Illinois National Bank & Trust Co. of Chicago, Chicago, Ill.; \$3.34.

10-31-40; J. G. Ficker & Sohn; Kagan &

Gaines Co., Inc., Chicago, Ill., \$52,00. 9-30-40; Vaughan's Seed Store; 4024; Unknown; \$10.80.

9-3-40; City National Bank; TSD 121299; City Uational Bank, Chicago, Ill., \$37.57. 9-3-40; American National Bank & Trust

Co., 737960; American National Bank & Trust Co., Chicago, Ill.; \$17.53.

9-20-40; Western Light & Telephone Co.; 60263; Continental Illinois National Bank &

Trust Co. of Chicago, Chicgo, Ill.; \$3.94. 10-1-40; Armour & Co.; 10138; Continental Illinois National Bank & Trust Co. of Chicago, Chicago, Ill.; \$40.43.

10-17-40; Acme Steel Co.; 5991, 66832; Continental Illinois National Bank & Trust Co. of Chicago, Chicago, Ill.; \$49.18.

9-20-40; 916 Diversey Parkway Building Corp.; 403; Northern Trust Co., Chicago, Ill.; \$1.66.

9-3-40; Northwestern Public Service Co.; 2002; Continental Illinois National Bank & Trust. of Chicago, Chicago, Ill.; \$10.02.

10-25-40; H. A. Klein; 1688; Northern Trust Company, Chicago, Ill.; \$200.00. 11-12-40; Sophie Soder; 185; Continental

Illinois National Bank & Trust Co. of Chicago, Chicago, Ill.; \$200.00. 11-6-40; Paula Hofsbra; 40; Unknown;

\$8.50. 10-1-40; Swift & Co.; 649250; Unknown;

\$20.04. 9-14-40; Wacker-Wells Building Corp.;

5573; Unknown: \$2.50. 9-3-40; Continental Bank; 22; Continental Illinois National Bank & Trust Company of

Chicago, Chicago, Ill.; \$100.20. 1-18-40; Ruth Engelman; —; First National Bank of Chicago, Chicago, Ill.; \$26.85. 12-26-39; Marshall Field & Co.; 001544; First National Bank of Chicago, Chicago, Ill.;

\$108.00.

10-10-40; Equitable Life Insurance Co. of Iowa; E16685; Continental Illinois National Bank & Trust Co. of Chicago, Chicago, Ill.; \$46.67.

6-10-41; Equitable Life Insurance Co. of Iowa; E27255; Continental Illinois National Bank & Trust Co. of Chicago, Chicago, Ill.; \$46.67.

[F. R. Doc. 46-20646; Filed, Nov. 20, 1946; 8:54 a. m.]

[Vesting Order 7891]

DEUTSCHE REICHSBANK

In re: Obligations owned by Deutsche Reichsbank, also known as Reichsbank and as Reichsbankdirektorium. F-28-1282-C-5.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, also known as Reichsbank and as Reichsbankdirektorium, the last known address of which is Berlin, Germany, is a corporation organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country

(Germany) 2. That the property described as follows: Those certain debts or other obligations evidenced by the checks endorsed by the aforesaid Deutsche Reichsbank and presently held by The First National Bank of Boston, 67 Milk Street, Boston, Massachusetts, for collection and credit to the aforesaid Deutsche Reichsbank, also known as Reichsbank and as Reichsbankdirektorium, which checks are identified in Exhibit A, attached hereto and by reference made a part hereof, together with all rights in, to and under, including particularly, but not limited to, the rights to possession and presentation for collection and payment of, the aforesaid checks, and any and all rights to demand, enforce and collect the aforesaid debts or other obligations.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany):

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL] JAMES E. MARKHAM, Alien Property Custodian. EXHIBIT A—SCHEDULE OF CHECKS HELD BY THE FIRST NATIONAL BANK OF BOSTON FOR COLLECTION AND CREDIT

Date, Drawer, Drawee and Amount

11-1-39; Old Colony Trust Co.; The First National Bank of Boston, Boston, Mass.; \$25.20.

1-2-40: New England Mutual Life Insurance Co.; The First National Bank of Boston, Boston, Mass.; \$600.00.

6-14-39; Tela Railroad Co.; The First National Bank of Boston, Boston, Mass.; \$40.00. 10-15-40; United Fruit Co.; The First National Bank of Boston, Boston, Mass.; \$21.71.

10-15-40; United Fruit Co.; The First National Bank of Boston, Boston, Mass.; \$167.00. 10-1-40; Gardner Trust Co.; The First National Bank of Boston, Boston, Mass.; \$15.04. 9-10-41; National Life Insurance Co.; First

[F. R. Doc. 46-20647; Filed, Nov. 20, 1946; 8:54 a, m.]

National Bank, Montpelier, Vt.; \$50.04.

[Vesting Order 7892] DEUTSCHE REICHSBANK

In re: Obligations and drafts owned by Deutsche Reichsbank, also known as Reichsbank and as Reichsbankdirektorium. F-28-1282-C-6.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, also known as Reichsbank and as Reichsbankdirektorium, the last known address of which is Berlin, Germany, is a corporation organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as fol-

a. That certain debt or other obligation evidenced by a check drawn by Bulletin Publishing Company on The National City Bank of New York, Manila, Philippine Islands, in the face amount of 750 Philippine Islands Pesos, dated May 2, 1941, endorsed by the aforesaid Deutsche Reichsbank and presently held by The National City Bank of New York, 55 Wall Street, New York, New York, for collection and credit to the aforesaid Deutsche Reichsbank, also known as Reichsbank and as Reichsbankdirektorium, together with all rights in, to and under, including particularly, but not limited to, the rights to possession and presentation for collection and payment of, the aforesaid check, and any and all rights to demand. enforce and collect the aforesaid debt or other obligation,

b. That certain draft, in the principal sum of 382.20 reichsmarks, dated July 11, 1939, drawn by Wilh. von zur Gathen G. m. b. H., on L Despensa S. A., San Jose, Costa Rica, endorsed by the aforesaid Deutsche Reichsbank, and presently held by The National City Bank of New York, 55 Wall Street, New York, New York, for collection and credit to the aforesaid Deutsche Reichsbank, also known as Reichsbank and as Reichsbank-

direktorium, together with all rights in, to and under, including particularly, but not limited to, the rights to possession and presentation for collection and payment of, the aforesaid draft,

c. That certain draft, in the principal sum of 134.00 reichsmarks, dated November 20, 1939, drawn by Wilh. von zur Gethen G. m. b. H., on SR Fabricano Paccul, La Iberica, San Salvador, endorsed by the aforesaid Deutsche Reichsbank, and presently held by The National City Bank of New York, 55 Wall Street. New York, New York, for collection and credit to the aforesaid Deutsche Reichsbank, also known as Reichsbank and as Reichsbankdirektorium, together with all rights in, to and under, including particularly, but not limited to, the rights to possession and presentation for collection and payment of, the aforesaid draft. and

d. Those certain debts or other obligations evidenced by two hundred and sixty-four (264) checks drawn by various drawers on various banks in the United States, in the total face amount of \$34,-814.56, endorsed by the aforesaid Deutsche Reichsbank, and presently held by The National City Bank of New York, 55 Wall Street, New York, New York, for collection and credit to the aforesaid Deutsche Reichsbank, also known as Reichsbank and as Reichsbankdirektorium, together with all rights in, to and under, including particularly, but not limited to, the rights to possession and presentation for collection and payment of, the aforesaid checks, and any and all rights to demand, enforce and collect the aforesaid debts or other obligations,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany):

And having made all determinations and taken all action required by law, including appropriate consulation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that comstants.

pensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

JAMES E. MARKHAM, [SEAL] Alien Property Custodian.

F. R. Doc. 46-20648; Filed, Nov. 20, 1946; 8:54 a. m.1

[Vesting Order 7893]

REICHS-KREDIT-GESELLSCHAFT, A. G.

In re: Bank account owned by Reichs-Kredit-Gesellschaft, Aktiengesellschaft. Under the authority of the Trading With the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned,

after investigation, finding:

1. That Reichs-Kredit-Gesellschaft, Aktiengesellschaft, the last known address of which is Schliessfach 45, Berlin W. 8, Germany, is a corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Reichs-Kredit-Gesellschaft, Aktiengesellschaft, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Reichs-Kredit-Gesell-schaft, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country:

And determining that to the extent that such national is a person not within a designated enemy country, the na-tional interest of the United States requires that such person be treated as a national of a designated enemy country

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in

the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of

the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL] JAMES E. MARKHAM. Alien Property Custodian.

[F. R. Doc. 46-20649; Filed, Nov. 20, 1946; 8:53 a. m.]

[Vesting Order 7894]

WILHELMINE (MINA) SATOW

In re: Bank account owned by Wilhelmine (Mina) Satow. F-28-12020-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wilhelmine (Mina) Satow, whose last known address is Rostock-Gehlsdorf, Germany, is a resident of Germany and a national of a designated

enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Wilhelmine (Mina) Satow, by The First National Bank of Chicago, Chicago, Illinois, arising out of a savings account, Account Number 1,361,871, entitled Wilhelmine (Mina) Satow, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or de-

ductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

JAMES E. MARKHAM, [SEAL] Alien Property Custodian.

[F. R. Doc. 46-20650; Filed, Nov. 20, 1946; 8:53 a. m.]

[Vesting Order 7896]

MAXIMILIAN ADOLF OTTO SIEGFRIED SCHMELING

In re: Debt owing to Maximilian Adolf Otto Siegfried Schmeling, also known as Max Schmeling.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Maximilian Adolf Otto Siegfried Schmeling, also known as Max Schmeling, whose last known address is Hamburg, Germany, is a resident of Germany and a national of a designated

enemy country (Germany); 2. That the property described as follows: All those debts or other obligations owing to Maximilian Adolf Otto Siegfried Schmeling, also known as Max Schmeling, by Albert W. Fuchs, Sr., 15 Myrtle Avenue, Irvington, New Jersey, including particularly but not limited to a portion of the sum of money on deposit with Peoples National Bank & Trust Company, 1010 Springfield Avenue, Irvington, New Jersey, in a personal account entitled A. W. Fuchs, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawful ness of, or acquiescence in, or licensing of, any set-offs, charges or deductions. nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

JAMES E. MARKHAM. [SEAL] Alien Property Custodian.

[F. R. Doc. 46-20651; Filed, Nov. 20, 1946; 8:53 a. m.]

DEPARTMENT OF THE INTERIOR.

Bureau of Land Management.

ALASKA

AIR-NAVIGATION SITE WITHDRAWAL NO. 192

By virtue of the authority contained in section 4 of the act of May 24, 1928, 45 Stat. 729; 49 U. S. C. 214, and section 1 of the act of March 4, 1927, 44 Stat. 1452; 48 U. S. C. 471; It is ordered as follows:

The following-described public land on Chirikof Island, Alaska, is hereby eliminated from grazing lease Anchorage 07280, of the Chirikof Island Cattle Campany:

Beginning at a point on the north end of Chirikof Island, at line of mean high tide, in approximate latitude 55°53'30" N., longitude 155°35'30" W.

From the initial point, by metes and bounds,

- N. 84°00' E., 293 feet, along line of mean high tide;
- S. 14°00' E., 1,450 feet;

- S. 16°00' W., 1,228 feet; N. 74°00' W., 1,890 feet; N. 16°00' E., 2,000 feet, to line of mean high tide;
- N. 83°17' E., 968.4 feet, along line of mean high tide, to the place of beginning.

The tract described contains 90.9 acres.

The above-described public land is hereby withdrawn from all forms of appropriation under the public-land laws and reserved, subject to valid existing rights, for the use of the Navy Department in the maintenance of air-navigation facilities, the reservation to be known as Air-Navigation Site Withdrawal No. 192.

This order is confidential and shall not be filed in the Division of the Federal Register of The National Archives or be published in the FEDERAL REGISTER, or be given other publicity, until publication thereof is expressly authorized by or at

the direction of the Secretary of the Navy.

Note: Confidential status released by let-ter of the Secretary of the Interior, dated September 20, 1946.

ABE FORTAS. Acting Secretary of the Interior.

OCTOBER 1, 1942.

[F. R. Doc. 46-20593; Filed, Nov. 20, 1946; 8:53 a. m.]

ALASKA

AIR-NAVIGATION SITE WITHDRAWAL NO. 193

It is ordered. Under and pursuant to the provisions of section 4 of the act of May 24, 1928, 45 Stat. 729; 49 U. S. C. 214, that the public land within the following-described boundaries, on Island, Alaska, be, and it is hereby, withdrawn from all forms of appropriation under the public-land laws and reserved. subject to valid existing rights, for the use of the Navy Department in the maintenance of air-navigation facilities, the reservation to be known as Air-Navigation Site Withdrawal No. 193:

Beginning at a point, from which the U.S.C. and G.S. Monument on the highest point of the northwest end of Caton Island, bears N. 82°15′ W., 238 feet, in approximate latitude 54°24′48″ N., and longitude 162°28′30″ W.

From the initial point, by metes and

- S. 7°30' E., 2,409 feet, to a point on the line of mean high tide, thence with meanders;

- N. 63°00' W., 87 feet; N. 79°00' W., 66 feet; S. 48°30' W., 217 feet, to a point on the line of mean high tide, leave meanders; N. 52°30′ W., 1,411 feet; N. 7°30′ W., 1,154 feet; N. 37°30′ E., 1,150 feet; S. 52°09′ E., 710 feet, to the place of

- beginning.

The tract described contains 66.9 acres.

This order is confidential and shall not be filed in the Division of the Federal Register of The National Archives or be published in the FEDERAL REGISTER, or be given other publicity, until publication thereof is expressly authorized by or at the direction of the Secretary of the Navy.

Note: Confidential status released by letter of the Secretary of the Interior, dated September 20, 1946.

> HAROLD L. ICKES, Secretary of the Interior.

SEPTEMBER 29, 1942.

[F. R. Doc. 46-20594; Filed, Nov. 20, 1946; 8:52 a. m.]

ALASKA

AIR-NAVIGATION SITE WITHDRAWAL NO. 222

By virtue of the authority contained in section 4 of the act of May 24, 1928, 45 Stat. 729 (U. S. C., title 49, sec. 214), it is ordered as follows:

The tract of public land on Middleton Island, Alaska, described below by notes and bounds, is hereby withdrawn from all forms of appropriation under the public-land laws and reserved for the use of the United States Coast Guard, Navy Department, in the maintenance of airnavigation facilities, the reservation to be known as Air-Navigation Site Withdrawal No. 222:

All that portion of Middleton Island, approximate latitude 59°28' W., longitude 146°19' W., extending southerly from the south boundary of Air-Navigation Site Withdrawal No. 191, established by the order of the Secretary of the Interior dated September 2010. 22, 1942.

The tract as described contains approximately 5,500 acres.

The jurisdiction granted by this order shall cease at the expiration of the sixmonths' period following the termination of the unlimited national emergency declared by Proclamation No. 2437 of May 27, 1941 (55 Stat. 1647). Thereupon, jurisdiction over the land hereby reserved shall be vested in the Department of the Interior, and any other department or agency of the Federal Government according to their respective interests then of record. The land, however, shall remain withdrawn from appropriation as herein provided until otherwise ordered.

This order is confidential and shall not be filed in the Division of the Federal Register of the National Archives or be published in the FEDERAL REGISTER, or be given other publicity, until publication thereof is expressly authorized by or at the direction of the Secretary of the

NOTE: Confidential status released by letter of the Secretary of the Navy, dated September 20, 1946.

> ABE FORTAS, Acting Secretary of the Interior.

FEBRUARY 14, 1945.

[F. R. Doc. 46-20595; Filed, Nov. 20, 1946; 8:52 a. m.]

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

POSTING OF STOCKYARDS

NOTICE OF PROPOSED RULE-MAKING

The Secretary of Agriculture has in-formation that the following stockyards:

Names of Stockyards and Address

Charles Adams, doing business as Chas. Adams Dairy Auction Yards, Artesia, Calif. Trevor H. Moore, doing business as Trev. Moore Sales-Service, Hynes, Calif.

Sterling Sales and Commission Company, Sterling, Colo.

Claude Bickford, doing business as Twin City Sale Yard, Lewiston, Idaho.

Miles Jones and Alverta Shurtleff, doing business as Benkelman Sales Company,

Benkelman, Nebr.

Max Williams, doing business as McCook

Livestock Exchange, McCook, Nebr. Hez Abernathy, L. L. Skarda, and Clyde Rayl, doing business as Clovis Cattle Com-

mission Company, Clovis, N. Mex.
Producers Livestock Co-operative Association Stockyards, Washington Court House,

Ray Perrine and Jack C. Hall, doing business as Stockman's Commission Company, Rapid City, S. Dak.

are stockyards as defined by section 302 of the Packers and Stockyards Act, 1921 (7 U. S. C. 202), and should be made subject to the provisions of that act.

Therefore, notice is hereby given that the Secretary of Agriculture proposes to issue rules designating the stockyards listed above as posted stockyards subject to the provisions of the Packers and Stockyards Act, 1921 (7 U. S. C. 181 et seq.), as is provided in section 302 of that act. Any interested person who desires to do so may submit, within fifteen (15) days after the publication of this notice, any data, views, or argument, in writing, on the proposed rules to the Director of the Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

Done at Washington, D. C., this 15th day of November 1946.

[SEAL] H. E. REED,
Director, Livestock Branch, Production and Marketing Administration.

[F. R. Doc. 46-20679; Filed, Nov. 20, 1946; 8:46 a. m.]

Rural Electrification Administration.
[Administrative Order 1164]

ALLOCATION OF FUNDS FOR LOANS

OCTOBER 28, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Kansas 26H Coffey	\$257,000
Kansas 37C McPherson	175,000
Kansas 50B Labette	442,000
Texas 58F Fayette	575,000
Texas 64P San Augustine	470,000
Virginia 11Y Rockingham	181,000

[SEAL]

WILLIAM J. NEAL, Acting Administrator.

[F. R. Doc. 46-20682; Filed, Nov. 20, 1946; 8:47 a. m.]

[Administrative Order 1165]
ALLOCATION OF FUNDS FOR LOANS

OCTOBER 29, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Arizona 18B Maricopa	\$485,000
California 33A Siskiyou	240,000
Georgia 88N Telfair	69,000
Iowa 26K Shelby	355,000
Nebraska 83C Custer District	
Public	677,000

[SEAL]

WILLIAM J. NEAL, Acting Administrator.

[F. R. Doc. 46-20683; Filed, Nov. 20, 1946; 8:47 a, m.]

FEDERAL COMMUNICATIONS COM-MISSION.

[Designation Order 2-B]

DESIGNATION OF MOTIONS COMMISSIONER FOR OCTOBER 11, 1946

It is ordered, This 10th day of October 1946, pursuant to § 1.111 of the Commission's rules and regulations and Designation Order No. 2, that Paul A. Walker, Commissioner, be, and he is hereby, designated as substitute Motions Commissioner for Friday, October 11, 1946, only, in the absence of E. K. Jett, Commissioner.

[SEAL]

CHARLES R. DENNY,
Acting Chairman.

[F. R. Doc. 46-20637; Filed, Nov. 20, 1946; 8:46 a. m.]

[Designation Order 3]

DESIGNATION OF MOTIONS COMMISSIONER FOR NOVEMBER 1946

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 31st day of October 1946;

It is ordered, Pursuant to section 1.111 of the Commission's rules and regulations, that R. H. Hyde, Commissioner, be, and he is hereby designated as Motions Commissioner, for the month of November. 1946.

It is further ordered, That in the event said Motions Commissioner is unable to act during any part of said period the Chairman or Acting Chairman will designate a substitute Motions Commissioner.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,

Slowie, Secretary.

[F. R. Doc. 46-20638; Filed, Nov. 20, 1946; 8:45 a, m.]

[Docket No. 7858]

MEDICAL DIATHERMY EQUIPMENT AND IN-DUSTRIAL HEATING EQUIPMENT

FURTHER NOTICE OF PROPOSED RULE MAKING
NOVEMBER 14, 1946.

At a meeting of the Federal Communications Commission at its offices in Washington, D. C., on November 13, 1946;

1. On September 20, 1946, the Commission released Public Notice 97876, notice of proposed rule making in the matter of promulgation of rules and regulations (11 F. R. 11818) governing medical diathermy equipment and industrial heating equipment (Docket 7858).

2. On October 9, 1946, the Commission released Public Notice 99488, further notice of proposed rule making in the above titled matter (11 F. R. 12881), which postponed the oral argument and hearing on this matter from November 6, 1946, to December 18, 1946, and postponed the

final date for the filing of briefs to December 6, 1946.

3. The last sentence of those releases states "At such oral argument and hearing the Commission will also give consideration to the question whether an additional frequency band should be assigned for the operation of medical diathermy equipment and industrial heating equipment in the 3000 Mc region of the spectrum."

4. Subsequent to the release of those Public Notices the Commission has been advised that at least one manufacturer plans to make available to the public an electronic cooking device which requires a band of 100 Mc in the frequency range between 2600 Mc and 3500 Mc. Since other manufacturers may have under consideration the production of devices of a like or somewhat similar nature, notice is hereby given that at the oral argument and hearing scheduled herein, the consideration whether a band in the 3000 Mc region of the spectrum should be allocated for medical diathermy and industrial heating equipment will include consideration of the feasibility of allocating such a band in a manner which will make it available for the use of all devices similar to those described above and requiring the use of electromagnetic energy

5. All persons interested in the use of this portion of the spectrum for this or any other purpose are invited to file briefs by December 6, 1946 and to participate in the hearing and oral argument to be held in this matter on Decem-

ber 18, 1946.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-20626; Filed, Nov. 20, 1946; 8:45 a. m.]

NEW CITIZEN'S RADIOCOMMUNICATION SERVICE

DEVELOPMENT AND CONSTRUCTION OF EQUIPMENT

NOVEMBER 13, 1946.

The Commission is interested securing the cooperation of manufacturers and others in preparing technical requirements for equipment to be used in the Citizen's Radiocommunication Service. As a starting point for conferences between manufacturers and the Commission's Staff, material dealing with technical requirements has been prepared and is attached hereto, bearing the designation "Requirements and Type Approval Tests for Equipment to be used in Citizens' Radiocommunication Service." The principal objective of such requirements and type-approval tests is to establish a uniform regulatory procedure whereby specific types of transmitting equipment constructed by manufacturers for ultimate use in this service by the general public would be formally approved by the Commission for the purpose of thereafter authorizing their use under appropriate radio station licenses. Such "type-approval" would be contingent upon the produc-

¹⁵ copies of each brief or written statement should be filed as required by section 1.850 of the Commission's rules and regulations.

tion model meeting all of these technical requirements after inspection and test by the Commission's Engineering Department.

'he attachment hereto is not to be regarded as proposed rules but as a preliminary proposal designed to organize discussion and comment. Comments regarding the attachment, suggestions with respect to technical requirements, and information relating to the development or operation of equipment in the frequency band 460-470 Mc would be appreciated. They should be forwarded to the Commission at Washington, D. C. as soon as possible, but, in any event, not later than December 31, 1946. Requests for consultation with the Commission's Staff are invited. Such requests should include information as to the most desirable time and place for conferences.

On July 18, 1946, the Commission approved, transmitted to the State Department, and made public, its latest "Table of Allocations from 25,000 to 30,-Included therein is the band 460-470 Mc which thereby is allocated in the United States to "Non-Government Citizens' Radio" and proposed 1 internationally for "Fixed and Mobile Service". The stated condition of this allocation is that it is established "on an experimental basis pending adequate showing as to need and technical requirements"

The possible uses of this service are as broad as the imagination of the public and the ingenuity of equipment manufacturers can devise. The citizens radiocommunication band can be used, for example, to establish a physicians' calling service, through which a central physicians' exchange in each city can reach doctors while they are en route in their cars or otherwise not available by telephone. Department stores, dairies laundries and other business organizations can use this service in communicating to and from their delivery vehicles. Similarly, it can be used in communicating to and from the trucks, tractors, and other mobile units operating in and around large industrial plants and construction projects-many of which spread over a number of square miles. It can be used on farms and ranches for communications to and from men in the fields; on board harbor and river craft; in mountain and swamp areas, etc. Sportsmen and explorers can use it to maintain contact with camps and to decrease the hazards of hunting, fishing, boating, and mountain climbing. Citizens generally will benefit from the convenience of this service by utilizing twoway portable radio equipment for short range private service between points where regular communication facilities are not available. During emergencies when wire facilities are disrupted as a result of hurricane, flood, earthquake, or other disaster, the service, as has been demonstrated by the amateur service,

by the characteristics of the frequencies

in the 460-470 Mc band. It should also be noted that the purposes to which stations in this service may be put are not exclusive to this service. For example, radiotelephone service to physicians' cars may be provided by stations operating in the Citizens' Radiocommunication Service in the 460-470 Mc band and may also be provided by stations in the General Mobile Service which are operated on lower frequencies.

The kinds of operations described above will require point-to-point, fixed point-to-mobile, mobile-to-mobile, and multiple-address communications.

In regard to the actual radio equipmen; to be used in this new service, the Commission proposes to assign no "communication channels" within the available band 460-470 Mc, intends to keep to a minimum its rules and regulations governing the service, and will rely upon the 10,000 kc width of the new band to provide reasonably interference-free operation in most parts of the United States. The Commission expects that the inevitable problems that will arise from interference in some localities will be satisfactorily resolved through the efforts of local cooperative groups of licensees. Through such voluntary self-regulation. it is hoped that insofar as is practicable. the basic principles which are applied in the allocation of communication channels and the regulation of interference in established radio services will be applied also to the Citizen's Radiocommunication Service in order that comparable results may be attained.

The principal test to be applied for type-approval of citizens' radio transmitting equipment will be the determination of its ability to operate, under all practical service conditions, on a frequency or frequencies always within the allocated band 460-470 Mc. Information available to the Commission at this time regarding the carrier frequency stability that can be maintained in this service is not deemed conclusive, but is sufficient to justify the stipulation of initial proposals. Estimates of such stability range from 1 per cent for the simpler types of self-oscillator transmitters (under conditions of A-O emission) to .01 per cent for the better types of crystal-controlled transmitters.

Although the Commission desires to encourage use of the better class of equipment that will provide the most effective and reliable communication service, it is not unmindful of the relation between the degree of stability and the cost of construction. While some of those who will operate stations in the Citizens' Radiocommunication Service probably will employ the best obtainable equipment, regardless of cost, others will be able to use the service only if the selling price of the equipment is kept within the limit of their ability to pay. Hence, to meet both the engineer's objective of technical excellence and availability to the average citizen at a reasonable cost, the Commission proposes, through subsequent regulations to be adopted, that the band 460-470 Mc be used as follows:

460-462 Mc-Class A stations at fixed locations exclusively.

462-468 Mc-Class A and Class B stations. 468-470 Mc-Class A stations exclusively.

It is proposed that Class A stations be permitted a frequency tolerance of .02 per cent, whereas Class B stations would be given much wider latitude with a permissible tolerance of 0.2 per cent. Class B transmitters, however, would be initially adjusted by the manufacturer or the individual builder of composite equipment to operate within 0.2 per cent of the center-band frequency 465 Mc. Subsequent deviation from this adjustment when in actual service would not be a violation of regulations provided the emission is confined within the sub-band 462-468 Mc. If practical experience indicates that it is feasible and desirable to permit more latitude in the initial carrier frequency designation for Class B transmitters, the Commission plans to take such action.

Restriction of Class B stations to operation within the subband 462-468 Mc. while allowing the Class A stations to transmit on any frequency within the entire band, is intended to reduce interference to use of the facility by persons who can afford to obtain the more costly Class A transmitters. Moreover, the proposed exclusive use of one end of the band (460-462 Mc) by Class A stations at fixed locations only should facialitate the more effective use of point-topoint communication, multiple-address systems, and systems of land stations serving an associated group of mobile units. It is thought that the signals from such fixed stations could be received without being subjected to unexpected and transient interference from The designation of mobile stations. specific channels for Class A stations will not be undertaken by the Commission; however, the Commission's Staff will be available for consultation on this subject if it is desired to obtain constructive comment regarding the voluntary plans of cooperative licensee groups. evidence is shown that Class B stations should be permitted to change frequency intentionally, it will be expected that their operation will be confined to within 0.2 per cent of 465 Mc insofar as may be practicable in service.

Additional transmitter type-approval tests are proposed to cover maximum permissible power-input, possible presence of superfluous emissions, and width of communication band. In regard to "power", it will be observed that under Section 324 of the Communications Act of 1934, as amended, all radio stations must use the minimum amount of power necessary to carry out the communication desired; exception is made only with respect to communications or signals relating to vessels in distress. Hence, the use of highly directive or "beam" transmitting antennas will be permitted on the premise that licensees will be cognizant of the statutory limitation on power; however, if this permission results in intolerable or unnecessary interference, the Commission will take such remedial action as may be appropriate. All of the conventional types of emission are proposed to be authorized with the exception of type A-5 (television) inasmuch as the use of type A-5 emission would not appear to be practicable in this service. Nevertheless, the regulatory procedure will provide for the pos-

will be of inestimable value. The coverage that stations in this service will provide will, of course, be limited

Not allocated by any international agreement at present.

sible granting of authority to use any type of emission, including A-5, if a satisfactory showing can be made as to the purpose to be served and the need therefor. Ordinarily, it is believed that a maximum communication band of 0.2 Mc will provide for all useful types of emission.

While the Commission may take such measures as may be appropriate to prevent the widespread use of any type of receiving equipment in the Citizens' Radiocommunication Service which unnecessarily radiates emissions that cause serious interference to radiocommunications, it does not propose at this time to apply "type-tests" to receiving equipment. Instead, it proposes that manufacturers of receiving equipment voluntarily apply certain recommended tests to determine the existence of unnecessary emissions and cooperate with the Commission to avoid undesirable deterioration of the Citizens' Radiocommunication Service that conceivably may result if this factor is neglected.

The governmental approval of transmitting equipment prior to authorizing its operation under radio station license, and the subsequent promulgation of official notices of specific types of "approved" transmitters which are manufactured for distribution to the general public, is being proposed in the belief that this procedure will substantially reduce the difficulties to be expected in administration and enforcement of the operational phases of the Citizens' Radiocommunication Service.

Adopted: November 7, 1946.

[SE'L] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

Requirements and Type Approval Tests for Equipment To Be Used in Citizens' Radiocommunication Service

I. General. Commission approval of transmitting equipment to be licensed in the Citizens' Radiocommunication Service may be obtained either through "type approval" of a specific model 1 produced by a manufacturer for ultimate distribution to the general public as set forth herein or through approval, in the course of processing the related application for station authorization, of any other specific type of unit in accordance with adequate technical information and showing of performance as required in such application. If desired, the opinion of the Commission with respect to permissible radiation of emissions by receiving equipment may be obtained by request contingent upon examination and consideration of adequate technical information and showing of performance as contained in a formal written engineering report submitted to the Commission.

Approval by the Commission of transmitting equipment for use in the Citizens' Radiocommunication Service is conditional upon compliance with the requirements hereinafter specified. The use and availability of approved equipment in this service, however, is not to be construed as relieving the licensee from the responsibility of using and operating the station in accordance with all applicable rules and regulations of the Commission, in addition to all applicable provisions of law and treaty.

In approving transmitting equipment as meeting these Requirements and Type Approval Test, the Commission recognizes that the specific type of equipment so approved has the inherent ability to function in compliance with the terms of a station license authorizing its use in the Citizens' Radiocommunication Service, subject to any necessary periodic adjustment or maintenance by qualified persons.

No change whatever will be permitted in the physical construction, wiring, or electrical value of components of any equipment licensed in this service, except when the manufacturer, the station licensee, or other responsible person is specifically authorized by the Commission to make such change. When it is desired to make any change in type approved or licensed equipment, an application therefor, together with all pertinent information, shall be submitted to the Commission for consideration and appropriate action.

Type approval of transmitting equipment for use in the Citizens' Radiocommunication Service, when given by the Commission, will not be withdrawn unless required in the future as a measure necessary to conform with possible unforeseen changes in statute or treaty, or unless the equipment involved proves defective in service and cannot be relied upon to operate in accordance with the Commission's rules and regulations. Withdrawal of type approval means that no additional units of the type in question may be authorized for use in the Citizens' Radiocommunication Service but will not apply to such units already licensed unless it is found that there has been an unauthorized change in design or construction of such licensed equipment,

II. Basic requirements. A. The transmitting equipment to be approved may consist of one or more units, either separate and distinct from each other or combined with each other and/or with other units for receiving; or it may be incorporated in other equipment not used for transmitting or receiving in the Citizens' Radiocommunication Service, if the particular arrangement is approved by the Commission. Type approval, when given, will apply only to the transmitting equipment to be used in the Citizens' Radiocommunication Service.

B. Controls for adjustment of the carrier frequency of the transmitter shall not be accessible from the exterior of any unit unless such accessibility is specifically approved by the Commission.

C. Any basic instructions concerning the proper adjustment of the equipment that may be necessary, and the correct

²It is anticipated that, after repairs, changes, or adjustments are made for purposes of maintenance only, the technical operation of the transmitter, including measurement of initial operating frequency, will be checked and recorded by a duly licensed operator prior to further use of the equipment in the Citizens' Radiocommunication Service.

indication of any instrument incorporated for the purpose of revealing improper operation, shall be briefly inscribed in a durable manner on the equipment in a position to be easily read by the operator.

D. A durable nameplate shall be mounted on each manufactured model for distribution to the general public showing the name of the manufacturer, the type and serial number, the FCC approval number, and the month and year of completion by the manufacturer. However, this nameplate need not be provided on a working model submitted to the Commission for test and approval.

III. General procedure in regard to testing and approval of transmitting equipment manufactured for distribution to the general public. A. Formal written application for type approval of transmitting equipment intended to be manufactured for ultimate distribution to the general public may be made by a manufacturer to the Commission at Washington, D. C. When advised by the Commission, the applicant for type approval must send a typical production model of the particular equipment to the Commission's Laboratory at Laurel, Maryland, for test, and await an official report from the Commission. In connection with such tests, the manufacturer shall supply all instructions and/or services which are intended to be supplied to the purchaser of the equipment, including a proposed instruction book. Transportation of the equipment and associated documents to and from the Laboratory will be at no cost to the Government.

B. Failure to meet any test or requirement specified in this document may result, by direction of the Commission, in the discontinuance of all tests on the particular model involved and in the immediate rejection thereof by the Commission.

C. The tests prescribed in this document may be conducted by the Federal Communications Commission, and/or by any other cooperating government department, and if prescribed by the Commission shall be at the expense of the manufacturer submitting the equipment for approval. An official report of the tests conducted by the Federal Communications Commission, and/or other cooperating government department will be made available to the manufacturer involved.

Field tests, as deemed necessary or desirable by the Commission, may be carried out by authorized government personnel to determine the reliability of the equipment under operating conditions equivalent to those encountered in actual service.

Prior to approval or rejection of the equipment by the Commission, the results of these tests will be made known only to the responsible government officials and to the Commission for its consideration.

D. Transmitting equipment not constructed by a manufacturer for ultimate distribution to the general public will not be tested by the Commission for type approval. Such equipment must be described as required by the Commission in an application submitted for license to authorize its use in the Citizens'

²Type approval will be given only where the manufacturer prepares to produce not less than 100 units of an identical type.

Radiocommunication Service. In such instances, complete information shall be supplied showing that the equipment fully complies with either Class A or Class B Requirements of the Commission as proven by adequate tests conducted by a competent person or persons in accordance with the pertinent procedures herein set forth.

IV. Specific technical requirements for type approval of transmitting equipment-A. Operating frequency: Class A transmitters. The transmitter shall be designed, constructed, and adjusted by the manufacturer to operate on a frequency or frequencies 1 within the band of 460-470 Mc, subject to the condition that the communication band 'shall not at any time extend beyond the limits of the 460-470 Mc band. Under all conditions of use in the Citizens' Radiocommunication Service, the transmitter shall be inherently incapable of emitting electro-magnetic waves of interference field strength outside the band 460-470 Mc. In this respect, "interference field strength" means a field strength sufficient to actuate any type of radio receiving apparatus of modern design (as generally used in any authorized radio service) to an extent capable of causing interference to the reception of desired signals or communications. A test to determine compliance with this requirement will be made when the radio receiver with associated antenna system is located at any point not more than ten feet from the transmitting equipment under test, from any type of antenna connected to the transmitter and from any type of line connecting the transmitter to the antenna.

B. Operating frequency: Class B transmitters. The transmitter shall be designed, constructed, and adjusted by the manufacturer to operate initially, under average conditions, within 0.2 percent of the frequency 465 Mc. Under all conditions of use in the Citizens' Radiocommunication Service, the transmitter shall be inherently incapable of emitting electro-magnetic waves of interference field strength outside the band 462-468 Mc. In this respect, "interference field strength" means a field strength sufficient to actuate any type of radio receiving apparatus of modern design (as used in any authorized radio service) to an extent capable of causing interference to the reception of desired signals or communications. A test to determine compliance with this requirement will be made when the radio receiver with associated antenna system is located at any point not more than ten feet from the transmitting equipment under test, from any type of antenna connected to the transmitter and from any type of line connecting the transmitter to the antenna.

C. Frequency stability: Class A and Class B transmitters. The operating frequency at any time during the period of test shall not deviate more than .02 percent for Class A transmitters nor more than 0.2 percent for Class B transmitters from the operating frequency measured as soon as possible during the initial period of test operation, under any or all of the following test conditions:

1. Gradual and sudden ambient temperature variations from 0° to 150° F.

2. Barometric pressure variations corresponding to those from sea level to 12,000 feet above sea level.

3. Relative ambient humidity from 5 to 95 per cent.

4. Atmosphere containing high saline content such as encountered on oceans.

5. Movement of objects in the immediate vicinity of the equipment under

Power supply voltage variations normally to be encountered under actual operating conditions.

7. Length of test periods to be equivalent to those which will be encountered under the most severe conditions of operation for which the unit may be used.

Whenever possible, the operating frequency shall be measured while the transmitting equipment under test is radiating type A-0 emission.

D. Maximum power: Class A and Class B transmitters. The transmitting equipment shall be inherently incapable of operating at a power input of more than 50 watts to the anode (plate) circuit of the electron tube or tubes which supply energy to the radiating system.

E. Emission: Class A and Class B transmitters. The transmitter shall not be capable of producing emissions of any type other than A-0, A-1, A-2, A-3, A-4, or FM, unless it is shown after operation under an experimental license that another type of emission is necessary for a definite purpose in the Citizens' Radiocommunications Service.

When radiating amplitude-modulated waves of any type, the percentage of modulation shall not exceed 100 at any time

When radiating any type of authorized emission, including FM emission, the communication band of the emitted waves shall not exceed 0.2 Mc.

V. Receivers—Recommended manufacturers' tests to determine the possibility of interfering emissions. Radio receiving equipment, with or without associated antenna and connecting line between antenna and receiver, should be inherently incapable of emitting radio waves which have a field strength sufficient to actuate any type of radio receiver (as used in any authorized service) to an extent capable of causing interference to the reception of desired signals or communications.

This test shall be made when the receiver being utilized for possible interception of emissions radiated from the receiver under test is located at any point not more than ten feet from the latter receiver, from any type of antenna connected to such receiver, and from any type of line connecting such receiver to its antenna.

Controls for any adjustment of the receiver which might result, due to improper adjustment thereof, in the radiation of interfering emissions should not be accessible from the exterior of any unit.

Tests to determine compliance with this performance should be made by the manufacturer under conditions most favorable to the maximum radiation of emissions by the particular receiving equipment under test.

It is suggested that the results of these tests with respect to any type of receiver to be actually used in the Citizens' Radio-Communication Service be made known to the Commission.

[F. R. Doc. 46-20627: Filed, Nov. 20, 1946; 8:48 a. m.]

[Docket No. 7471]

W. J. MARSHALL

ORDER DESIGNATING APPLICATION FOR HEAR-ING ON STATED ISSUES

In re application of W. J. Marshall, Cleveland, Ohio, Docket No. 7471, File No. B2-P-4497; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of November 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1540 kc, with 1 kw power, day-time only, at Cleveland, Ohio:

It is ordered, That, pursuant to section 309 (a) of the Communications Act sideration the above-entitled application be, and it is hereby, designated for hearing at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with newly authorized WKMH, Dearborn, Michigan, or with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

¹It is contemplated that all authorized transmission on frequencies between 460 and 462 Mc in the Citizens' Radiocommunication Service will be limited to stations used at fixed locations.

fixed locations exclusively.

Defined in § 2.15 of the Commission's rules, which reads as follows: "Communication band means the frequency band or width of the frequency band required for the type of emission authorized."

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

It is further ordered, That Frederick A. Knorr, Harvey R. Hansen and William H. McCoy d/b as Suburban Broadcasters (a co-partnership), permittee of Station WKMH, Dearborn, Michigan, be, and it is hereby, made a party to this proceeding.

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20622; Filed, Nov. 20, 1946; 8:46 a. m.]

[Docket No. 7833]

PENNSYLVANIA TELEPHONE CORP., AND DEL-AWARE VALLEY TELEPHONE CO.

ORDER SETTING FORTH DATE OF PUBLIC HEARING

In the matter of the joint application of Pennsylvania Telephone Corporation, and Delaware Valley Telephone Company, Docket No. 7833, File No. P-C-1259; for a certificate under section 221 (a) of the Communications Act of 1934, as amended.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of

November 1946;

The Commission, having under consideration a joint application filed on October 4, 1946, by the Pennsylvania Telephone Corporation and John W. English, Howard N. Plate and James B. Dwyer, Jr., incorporators of the Delaware Valley Telephone Company, a proposed corporation, for a certificate under section 221 (a) of the Communications Act of 1934, as amended, that the proposed acquisition by the Delaware Valley Telephone Company of certain telephone lant and property of the Pennsylvania Telephone Corporation will be of advantage to the persons to whom service is to be rendered and in the public interest;

be rendered and in the public interest;

It is ordered, That, pursuant to the provisions of section 221'(a) of the Communications Act of 1934, as amended, the above application be, and it is hereby, set for public hearing in order to determine whether the proposed acquisition will be of advantage to the persons to whom service is to be rendered and in

the public interest;

It is further ordered, That the hearing upon the said application be held in the offices of the Commission in Washington, D. C., beginning at 10:00 a. m. on the 18th day of December 1946, and that a copy of this order shall be served on the Pennsylvania Telephone Corporation and the incorporators of the Delaware Valley Telephone Company; and on the Governor and the Public Utility Commission of the State of Pennsylvania, the Postmasters and Municipalities of Dingman's Ferry, Matamoras, Milford, Shohola, in Pike County, Pennsylvania. It is further ordered, That within five

It is further ordered, That within five days after receipt from the Commission of a copy of this order, the applicants herein shall cause a copy hereof to be published in a newspaper or newspapers having a general circulation in Pike County, Pennsylvania, and shall furnish proof of such publication at the hearing herein.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-20617; Filed, Nov. 20, 1946; 8:45 a. m.]

[Docket No. 7895]

HOLLAND BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR HEAR-ING ON STATED ISSUES

In re application of Holland Broadcasting Company, Holland, Michigan, Docket No. 7895, File No. B2-P-5379; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of

November 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1450 kc, with 250 w power, unlimited time, at Holland, Michigan;

It appearing, that the Commission on September 19, 1946, designated for hearing in a consolidated proceeding the applications of Ashbacker Radio Corporation (File No. B2-P-5190, Docket No. 7853), requesting a construction permit for a new standard broadcast station to operate on 1450 kc, with 100 w power, unlimited time, at Holland, Michigan, and Roy C. Kelley, Ray M. Veenstra and George S. Norcross, a partnership, d/b as KVN Company (File No. B2-P-5904, Docket No. 7854) requesting a construction permit for a new standard broadcast station to operate on 1450 kc, with 250 w power, unlimited time, at Holland, Michigan:

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of Holland Broadcasting Company be, and it is hereby, designated for hearing in the above consolidated proceeding at a time and place to be designated by subsequent order of the Commission, upon the fol-

lowing issues:
1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and

populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and standards of good engineering practice concerning

standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should

be granted.

It is further ordered. That the orders of the Commission, dated September 19, 1946, designating for hearing in a consolidated proceeding the said applications of Ashbacker Radio Corporation and Roy C. Kelley, Ray M. Veenstra and George S. Norcross, a partnership, d/b as KVN Company, be, and they are hereby, amended to include the application of the above-entitled Holland Broadcasting Company.

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20629; Filed, Nov. 20, 1946; 8:47 a. m.]

[Docket No. 7924]

PIEDMONT BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR HEAR-ING ON STATED ISSUES

In re application of Charles B. Britt, Joe H. Britt, Vardry D. Ramseur and John Arthur Ramseur, d/b as Piedmont Broadcasting Company, Greenville, South Carolina, Docket No. 7924, File No. B3-P-5374; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of November 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1240 kc, with 250 w power, unlimited time, at Greenville, South Caro-

It appearing, that the Commission on September 12, 1946, designated for hearing in a consolidated proceeding the applications of Harold H. Thoms (File No. B3-P-5150, Docket No. 7831) requesting a construction permit for a new standard broadcast station to operate on 1240 kc, with 100 w power, unlimited time, at Greenville, South Carolina, and J. B. Fuqua (File No. B3-P-5187, Docket No. 7832) requesting a construction permit for a new standard broadcast station to operate on 1240 kc, with 250 w power, unlimited time, at Greenville, South Carolina:

It is ordered, That, pursuant to section 309 (a) of the Communications Act

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of 1934, as amended, the said application of Charles B. Britt, Joe H. Britt, Vardry D. Ramseur and John Arthur Ramseur, d/b as Piedmont Broadcasting Company, Greenville, South Carolina, be, and it is hereby, designated for hearing in the above consolidated proceeding at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed

station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and

areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning

standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Commission's orders, dated September 12, 1946, designating for hearing in a consolidated proceeding the said applications of Harold H. Thoms and J. B. Fuqua, be, and they are hereby, amended to include the said application of Charles B. Britt, Joe H. Britt, Vardy D. Ramseur and John Arthur Ramseur, d/b as Piedmont Broadcasting Company.

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20619; Filed, Nov. 20, 1946; 8:46 a. m.]

[Docket No. 7937]

CONTRA COSTA BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Contra Costa Broadcasting Company, San Pablo Island, California, Docket No. 7937, File No. B5-P-5106; for construction permit. At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of November 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 710 kc, with 1 kw power, daytime only, at San Pablo Island, California;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Western Broadcasting Associates (File No. B5-P-5336) requesting the same facilities at Modesto, California, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and

operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and

areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with station KPO at San Francisco, California, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending applications of The Associated Broadcasters. Incorporated (KSFO) (File No. B5-P-2776, Docket No. 6005), requesting a construction permit to change the facilities of Station KSFO to 740 kc, with 50 kw power, unlimited time, employing a directional antenna, at San Francisco, California; and of Western Broadcasting Associates (File No. B5-P-5336), or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning

standard broadcast stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That National Broadcasting Company, Inc., licensee of Station KPO at San Francisco, California, be, and it is hereby, made a party to this consolidated proceeding.

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20624; Filed, Nov. 20, 1946; 8:49 a. m.]

[Docket No. 7938]

WESTERN BROADCASTING ASSOCIATES

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Western Broadcasting Associates, Modesto, California, Docket No. 7938, File No. B5-5336; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of

November 1946:

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 710 kc, with 1 kw power, day-time only, at Modesto, California;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Contra Costa Broadcasting Company (File No. B5-P-5106) requesting the same facilities at San Pablo Island, California, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and

operate the proposed station.

To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and

areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broacast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending application of Contra Costa Broadcasting Company (File No. B5-P-5106), or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20618; Filed, Nov. 20, 1946; 8:46 a. m.]

[Docket No. 7939]

GENE BURKE BROPHY

ORDER DESIGNATING APPLICATION FOR HEAR-ING ON STATED ISSUES

In re application of Gene Burke Brophy, Nogales, Arizona, Docket No. 7939, File No. B5-P-5149; for construction permit.

At a session of the Federal Communications Commission, held at its office in Washington, D. C., on the 7th day of November 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1240 kc, with 250 w power, unlimited time, at Nogales, Arizona;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Border Broadcasting Co., Inc. (File No. B5-P-5345) requesting the same facilities, at a time and place to be designated by subsequent order of the Commission, upon the following is-

 To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the

proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas

proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission,

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20636; Filed, Nov. 20, 1946; 8:45 a, m.]

[Docket No. 7940]

BORDER BROADCASTING Co., INC.

ORDER DESIGNATING APPLICATION FOR HEAR-ING ON STATED ISSUES

In re application of Border Broadcasting Co., Inc., Nogales, Arizona, Docket No. 7940, File No. B5-P-5345; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of

November 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1240 kc, with 250 w power, unlimited

time, at Nogales, Arizona;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Gene Burke Brophy (File No. B5-P-5149) requesting the same facilities, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

 To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and

operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and

areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20635; Filed, Nov. 20, 1946; 8:47 a. m.]

[Docket No. 7941]

HILLSDALE BROADCASTING CO., INC.

ORDER DESIGNATING APPLICATION FOR HEAR-ING ON STATED ISSUES

In re application of Hillsdale Broadcasting Company, Inc., Hillsdale, Michigan, Docket No. 7941, File No. B2-P-5281; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of No-

vember 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 830 kc, with 250 w power, day-time only, at Hillsdale, Michigan;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Abe Lapides (File No. B2-P-5331) requesting a construction permit for a new standard broadcast station to operate on 830 kc, with 1 kw power, daytime only, at Pontiac, Michigan, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

 To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and

operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas

proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending application of Abe Lapides (File No. B2-P-5331) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and popu-

lations affected thereby, and the availability of other broadcast service to such

areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should

be granted.

By the Commission.

SEAL

T. J. SLOWIE. Secretary.

[F. R. Doc. 46-20634; Filed, Nov. 20, 1946; 8:47 a. m.]

[Docket No. 7942]

ABE LAPIDES

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Abe Lapides, Pontiac, Michigan, Docket No. 7942, File No. B2-P-5331; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of November 1946:

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 830 kc, with 250 w power, daytime only, at Pontiac, Michigan;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Hillsdale Broadcasting Company, Inc. (File No. B2-P-5281) requesting a construction permit for a new standard broadcast station to operate on 830 kc, with 1 kw power, daytime only, at Hillsdale, Michigan, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications, to construct and operate the proposed sta-

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending application of Hillsdale Broadcasting Company. Inc. (File No. B2-P-5281) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning

standard broadcast stations.
7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE. Secretary.

[F. R. Doc. 46-20633; Filed, Nov. 20, 1946; 8:47 a. m.]

- [Docket No. 7943]

SARKES TARZIAN

ORDER DESIGNATING APPLICATION FOR HEAR-ING ON STATED ISSUES

In re application of Sarkes Tarzian and Mary Tarzian, a partnership d/b as Sarkes Tarzian, Bloomington, Indiana, Docket No. 7943. File No. B4-P-5278; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of

November 1946:

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1340 kc, with 250 w power, unlimited at Bloomington, time. Indiana:

It is ordered. That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Radio Bedford, Incorporated (File No. B4-P-5346) questing the same facilities at Bedford, Indiana at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed

station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and

areas proposed to be served. 4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so,

the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending application of Radio Bedford, Incorporated (File No. B4-P-5346) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby. and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning

standard broadcast stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20625; Filed, Nov. 20, 1946; 8:49 a. m.]

[Docket No. 7944]

RADIO BEDFORD, INC.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Radio Bedford, Incorporated, Bedford, Indiana, Docket No. 7944, File No. B4-P-5346; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of November 1946:

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1340 kc, with 250 w power, un-limited time, at Bedford, Indiana;

It is ordered, That pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the applications of Sarkes Tarzian and Mary Tarzian, a partnership, d/b as Sarkes Tarzian (File No. B4-P-5278) requesting the same facilities at Bloomington, Indiana, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and

operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to

such areas and populations.

To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending application of Sarkes Tarzian and Mary Tarzian, a partnership, d/b as Sarkes Tarzian (File No. B4-P-5278) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning

standard broadcast stations. 7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20628; Filed, Nov. 20, 1946; 8:48 a. m.]

[Docket No. 7945]

JOHNSTON BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR HEAR-ING ON STATED ISSUES

In re application of Johnston Broadcasting Company, a partnership composed of George Johnston and George Johnston, Jr., Birmingham, Alabama, Docket No. 7945, File No. B3-P-5016; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of

November 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 850 kc, with power of 1 kw night, 5 kw local sunset, employing a directional antenna for night use, unlimited time, at Birmingham, Alabama;

It is ordered. That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Thomas N. Beach (WTNB) (File No. B3-P-5332) requesting a construction permit to change the facilities of Station WTNB at Birmingham, Alabama, from 1490 kc, with 250 w power, unlimited time, to 850 kc, with power of 1 kw night, 5 kw local sunset, employing a directional antenna for night use, unlimited time, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and

areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning

standard broadcast stations.

7. To determine on a comparative basis which, if either of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE. Secretary.

[F. R. Doc. 46-20632; Filed, Nov. 20, 1946; 8:47 a. m.]

[Docket No. 7946]

THOMAS N. BEACH (WTNB)

ORDER DESIGNATING APPLICATION FOR HEAR-ING ON STATED ISSUES

In re application of Thomas N. Beach (WTNB), Birmingham, Alabama, Docket No. 7946, File No. B3-P-5332; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of No-

vember 1946:

The Commission having under consideration the above-entitled application requesting a construction permit to change the facilities of Station WTNB at Birmingham, Alabama, from 1490 kc, with 250 w power, unlimited time to 850 kc, with power of 1 kw night, 5 kw local sunset, employing a directional antenna for night use, unlimited time;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Johnston Broadcasting Company, a partnership composed of George Johnston and George Johnston, Jr., (File No. B3-P-5016) requesting a construction permit for a new standard broadcast station to operate on 850 kc, with power of 1 kw night, 5 kw local sunset, employing a directional antenna for night use, unlimited time, at Birmingham, Alabama, at a time and place to be designated by subsequent order of the Commission, upon the following

1. To determine the technical, financial, and other qualifications of the applicant to construct and operate the pro-

posed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the opera-tion of station WTNB as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and

areas proposed to be served.

4. To determine whether the operation of station WTNB as proposed would involve objectionable interference with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of station WTNB as proposed would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations,

6. To determine whether the installation and operation of station WTNB as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if either of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20631; Filed, Nov. 20, 1946; 8:47 a. m.]

[Docket Nos. 7947, 7948]

CAPITAL RADIO INC., AND HEART OF OHIO, INC.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Capital Radio Incorporated, Columbus, Ohio, Docket No. 7947, File No. B2-P-5202; Heart of Ohio, Inc., Columbus, Ohio, Docket No. 7948, File No. B2-P-5364; for construction

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of November 1946;

The Commission having under consideration the above-entitled applications requesting construction permits for new standard broadcast stations to operate on 660 kc, with 1 kw power, daytime only, at Columbus, Ohio;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding at a time and place to be designated by subsequent order of the Commission, each upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the other pending applications in this consolidated proceeding or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20630; Filed, Nov. 20, 1946; 8:47 a. m.]

[Docket No. 7952]

KANSAS BROADCASTING, INC. (KANS)

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Kansas Broadcasting, Inc. (KANS), Wichita, Kansas, Docket No. 7952, File No. B4-P-5159; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of November 1946:

The Commission having under consideration the above-entitled application requesting a construction permit to change the broadcasting facilities of station KANS at Wichita, Kansas, from 1240 kc, with 250 w power, unlimited time, to 1480 kc, with 5 kw power daytime, 1 kw power nighttime, unlimited time, using directional antenna at night;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate station KANS as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of station KANS as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of station KANS as proposed would involve objectionable interference with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of station KANS as proposed would involve objectionable interference with the services proposed in the pending applications of Wichita Broadcasting Company, Inc. (File No. B4-P-3747, Docket No. 6976), Air Capital Broadcasting Company, Inc. (File No. B4-P-3769, Docket No. 6977), Louis Levand, et al., d/b as Wichita Beacon Broadcasting Company (File No. B4-P-3963, Docket No. 6978), KAKE Broadcasting Company, Inc. (File No. B4-P-4157, Docket No. 6979) and KCLC Broadcasting Company, Inc. (File No. B4-P-4156, Docket No. 6982), or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of station KANS as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20620; Filed, Nov. 20, 1946; 8:46 a. m.]

[Docket No. 7953]

ALABAMA-GEORGIA BROADCASTERS, INC.

ORDER DESIGNATING APPLICATION FOR HEAR-ING ON STATED ISSUES

In re application of Alabama-Georgia Broadcasters, Incorporated, Eufaula, Alabama, Docket No. 7953, File No. B3-P-5300; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of November 1946:

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1240 kc, with 250 w power, unlimited time, at Eufaula, Alabama;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Andrew College Broadcasting Company, a partnership, composed of S. C. Olliff, John E. Minter, Jr., and Luther W. Martin (File No. B3-P-5370) requesting a construction permit for a new standard broadcast station to operate on 1240 kc, with 250 w power, unlimited time, at Cuthbert, Georgia, at a time and place to be designated by subsequent order of the Commission, upon

the following issues:
1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed station would involve objectionable interference with station WCOV, Montgomery, Alabama, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending application of Andrew College Broadcasting Company, a partnership, composed of S. C. Olliff, John E. Minter, Jr., and Luther W. Martin (File No. B3-P-5370) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should

be granted.

It is further ordered, That G. W. Covington, Jr., licensee of station WCOV, Montgomery, Alabama, be, and he is hereby, made a party to this proceeding.

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20621; Filed, Nov. 20, 1946; 8:46 a. m.]

[Docket No. 7954]

ANDREW COLLEGE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Andrew College Broadcasting Company, a partnership, composed of S. C. Olliff, John E. Minter, Jr., and Luther W. Martin, Cuthbert, Georgia; Docket No. 7954, File No. B3-P-5370; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of

November 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1240 kc, with 250 w power, unlimited time, at Cuthbert, Georgia;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Alabama-Georgia Broadcasters, Incorporated (File No. B3-P-5300) requesting a construction permit for a new standard broadcast station to operate on 1240 kc, with 250 w power, unlimited time, at Eufaula, Alabama, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed

station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and

areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve

objectionable interference with the services proposed in the pending application of Alabama-Georgia Broadcasters, Incorporated (File No. B5-P-5300) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning

standard broadcast stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceedings should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20623; Filed, Nov. 20, 1946; 8:45 a. m.]

[Docket Nos. 7345, 7346, 7515]

SKYLAND BROADCASTING CORP. ET AL.

ORDER REOPENING HEARING

In re applications of Skyland Broadcasting Corporation, Dayton, Ohio, Docket No. 7345, File No. B2-P-3748; Ohio-Michigan Broadcasting Corporation, Toledo, Ohio, Docket No. 7346; File No. B2-P-4046; Community Broadcasting Company (WTOL), Toledo, Ohio, Docket No. 7515, File No. B2-P-4672; for construction permits.

The Commission having under consideration a petition filed October 18, 1946 by Community Broadcasting Company (WTOL), Toledo, Ohio requesting the Commission to reopen the record in the consolidated hearing upon above-entitled applications for construction permit and to order a further hearing in the proceeding for the purpose of allowing Community Broadcasting Company to adduce evidence relative to all phases of its past and future program policy;

It is ordered, This 1st day of November 1946, that the petition be, and it is hereby, granted; the record in the above-entitled proceeding be, and it is hereby, reopened for the purpose of adducing evidence relative to the past and future program policies of Community Broadcasting Company, Dayton, Ohio; and a further hearing in the above-entitled proceeding be, and it is hereby, scheduled for 10:00 a. m. Wednesday, December 11, 1946

By the Commission.

[SEAL]

T. J. SLOWIE, Secretary.

[F. R. Doc. 46-20616; Filed, Nov. 20, 1946; 8:45 a. m.]

[Designation Order 2-C]

DESIGNATION OF MOTIONS COMMISSIONER FOR OCT. 21 TO 25, 1946

It is ordered, This 18th day of October, 1946, pursuant to § 1.111 of the Commis-

sion's rules and regulations and Designation Order No. 2, that Paul A. Walker, Commissioner, be, and he is hereby designated as substitute Motions Commissioner for the period October 21 to 25, 1946, inclusive, in the absence of E. K. Jett. Commissioner.

[SEAL]

CHARLES R. DENNY, Acting Chairman.

[F. R. Doc. 46-20692; Filed, Nov. 20, 1946; 8:46 a. m.]

SECURITIES AND EXCHANGE COM-MISSION.

[File No. 68-79]

STANDARD GAS AND ELECTRIC CO.

ORDER PROHIBITING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 13th day of November A. D. 1946.

Standard Gas and Electric Company ("the Company"), a registered holding company, having filed specimen proxies, proxy statements and accompanying data, pursuant to Rule U-61 promulgated under the Public Utility Holding Company Act of 1935 and Regulation X-14 promulgated under the Securities Exchange Act of 1934, for the purpose of soliciting proxies from the holders of its Prior Reference Stock (\$7 cumulative and \$6 cumulative), \$4 Cumulative Preferred Stock, and Common Stock in connection with the election of a board of directors of the Company at an annual meeting of the Company to be held on December 4, 1948.

The Company having further filed a declaration with amendments thereto, pursuant to Rule U-65 promulgated under the Public Utility Holding Company Act of 1935, regarding the proposed expenditure of \$21,000 in connection with the proposed solicitation, including the expenses of Georgeson & Co. of New York City, New York, whom the Company proposes to engage to assist it in connection with the proposed solicitation;

Kent Cochran and Christian A. Johnson ("Petitioners"), beneficial owners of \$4 Cumulative Preferred Stock of the Company, having filed specimen proxies, proxy statements and accompanying data pursuant to said Rule U-61 and Regulation X-14 for the purpose of soliciting proxies from the holders of the Company's \$4 Cumulative Preferred Stock in connection with said election of a board of directors of the Company;

Petitioners having stated their opposition to the aforementioned declaration under Rule U-65 filed by the Company and having requested oral argument;

Petitioners having further filed a petition requesting the entry of an order pursuant to sections 12 (e), 14, 15 (g) and 22 (a) of the Public Utility Holding Company Act of 1935

(1) Requiring the Company to furnish to them, upon payment of reasonable cost of preparation, a list of the holders of the Company's \$4 Cumulative Preferred Stock, including the addresses

and amount of holdings of each such stockholder as of October 16, 1946, and (2) Prohibiting the Company from

soliciting or causing or permitting any other person to solicit in its behalf proxies, authorizations, or consents in connection with the aforesaid meeting until the Company has furnished Petitioners said list of holders of the Company's \$4 Cumulative Preferred Stock;

The Commission having heard argument and having considered the issues raised with respect to said declaration under Rule U-65, and said petition;

It appearing to the Commission, and the Commission finding, that it is necessary and appropriate in the public interest and for the protection of investors. and to prevent the circumvention of the provisions of the Public Utility Holding Company Act of 1935 and the rules and regulations thereunder, that the aforesaid declaration, as amended, be not permitted to become effective, and that the said petition be granted to the extent hereinafter provided; It is hereby or-

1. The declaration, as amended, filed by the Company, pursuant to Rule U-65, be and hereby is not permitted to become effective, and the Company is hereby prohibited from making the proposed expenditures; Provided, however, That the foregoing shall not apply to expenditures for the purposes and to the extent provided in paragraph (b) of Rule U-65.

2. The Company, simultaneously with the mailing to stockholders of its own proxy solicitation material and subject to payment of reasonable costs by Petitioners, shall mail to holders of the Company's \$4 Cumulative Preferred Stock copies of the solicitation material submitted by Petitioners provided that material for such mailing is furnished by Petitioners to the Company at its principal office in Chicago, Illinois, on or before November 15, 1946, at 5:00 p. m.;

3. Upon payment of reasonable cost of preparation, the Company, with all reasonable dispatch after the mailing of the initial proxy soliciting material, shall address to the holders of the \$4 Cumulative Preferred Stock such envelopes as may be furnished by Petitioners and return such envelopes to Petitioners;

4. The Company shall, subject to payment of reasonable cost of preparation, furnish Petitioners with a copy of a list of holders of \$4 Cumulative Preferred Stock of said Company, including the address and amount of holdings of each such holder as of October 16, 1946, said list to be furnished with all reasonable dispatch and, in any event, said list shall be mailed by the Company or delivered to Petitioners' agent in Chicago not later than 10:00 a. m. on the day preceding the date the initial proxy material is mailed to stockholders;

It is further ordered, That nothing herein contained shall be construed in any manner as passing upon the merits of any matters set forth in any of said proxy solicitation material.

By the Commission.

ORVAL L. DUBOIS, Secretary.

8:50 a. m.]

[F. R. Doc. 46-20591; Filed, Nov. 20, 1946;

[File No. 70-1378]

SEATTLE GAS CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 14th day of November 1946.

Seattle Gas Company, a gas utility company and a subsidiary of Portland General Electric Company and Portland Electric Power Company, registered holding companies, having filed an application, and amendments thereto, pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 and Rule U-23 promulgated thereunder with respect to the following transactions:

Seattle Gas Company proposes to issue an unsecured promissory note to The Seattle First National Bank of Seattle, Washington, in the principal sum of \$1,000,000 for the term of five years and bearing an interest rate of 21/2% per annum on the unpaid balance thereof. The note is payable \$60,000 six months after date and \$60,000 each six months thereafter with the entire balance to become due and payable five years after date of issuance. The proceeds of the note are to be used for the construction and improvement of certain oil-gas facilities and properties of the company.

The loan agreement provides, among other things, that in the event of default of any installment, Seattle Gas Company, upon written demand of the holder of the note, will deliver and pledge to the holder thereof as security for the outstanding loan "additional bonds" as that term is defined under Article III of the indenture securing Seattle Gas Company's First Mortgage Bonds, 35/8 % due 1976 and which at the time of such demand Seattle might cause to be issued because of the acquisition or construction of any additions or improvements to the plant and property of the company.

The proposed issuance and sale of the \$1,000,000 promissory note has been authorized by order of the Department of Public Utilities of the State of Washington.

The application having been filed on October 9, 1946, and the last amendment thereto having been filed on November 1, 1946, and notice of filing having been duly given in the manner and form prescribed by Rule U-23 under said act and the Commission not having received a request for hearing with respect thereto within the period specified in such notice or otherwise and the Commission not having ordered a hearing thereon; and

The Commission finding that the requirements of section 6 (b) of the act and Rule U-23 thereunder are satisfied, and deeming it appropriate in the public interest and the interest of investors and consumers to grant said application, as amended;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application, as amended, be, and the same hereby is, granted forth-with: Provided, however, That the Commission's action in granting the application shall not be construed as a determination that "additional bonds," as that term is defined under Article III of the indenture securing the Seattle Gas Company's First Mortgage Bonds, 35/8 % due 1976, may be issued by Seattle Gas Company without the requisite approval of this Commission.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

[F. R. Doc. 46-20590; Filed, Nov. 20, 1946; 8:50 a. m.]

[File No. 812-458]

ADAMS EXPRESS CO. AND SOUTHERN EXPRESS Co.

NOTICE OF APPLICATION, STATEMENT OF ISSUES, AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 15th day of November A. D. 1946.

Notice is hereby given that The Adams Express Company ("Adams") and Southern Express Company ("Southern") have filed an application pursuant to section 23 (c) of the Investment Company Act of 1940 for an order of the Commission to permit Adams to acquire from Southern, a subsidiary of Adams, 37,500 shares of the capital stock of Adams held by Southern in consideration of the transfer by Adams to Southern of any portfolio securities of Adams having a market value approximately equal to the market value of the 37,500 shares of Adams.

Southern has also made application pursuant to section 17 (b) of the act and under any other applicable sections thereof, for an order of the Commission exempting from section 17 (a) of the act the acquisition by Southern of such portfolio securities of Adams.

Since Adams owns all of the 50,000 shares of capital stock of Southern outstanding, Adams and Southern are affiliated persons of each other.

Adams proposes to sell during the year 1946 all of its shares of Southern. The sale of such shares at present values would result in a loss to Adams deductible from capital gains for federal income tax purposes and permit a tax saving.

Adams also proposes to substitute other securities for the Adams stock held by Southern in the belief that such substitution would considerably broaden the group of possible purchasers of Southern.

The applicants assert that the proposed transactions comply with the standards and requirements of the applicable provisions of the act.

All interested persons are referred to said application which is on file in the offices of the Commission for a more detailed statement of the proposed transaction and the matters of fact and law asserted.

The Corporation Finance Division of the Commission has advised the Commission that upon a preliminary examination of the application, it deems the following issues to be raised thereby without prejudice to the specifications of additional issues upon further examination:

(1) Whether the purchase price of the proposed purchase of portfolio securities is fair and reasonable;

(2) Whether the proposed transaction involves overreaching on the part

of any person concerned;
(3) Whether the proposed transacaction is consistent with the policy of Adams as recited in its registration statement and reports filed under the

(4) Whether the proposed transaction is consistent with the general purposes

of the act: and

(5) Whether, and the extent to which, it is necessary that the purchase of Adams stock be conditioned or limited to insure that such purchase is made in a manner or on a basis which does not unfairly discriminate against any holders of the class of securities to be purchased.

It appearing to the Commission that a hearing upon the application is neces-

sary and appropriate:

It is ordered, Pursuant to section 40 (a) of said act, that a public hearing on the aforesaid application be held on November 27, 1946, at 9:30 a. m., Eastern Standard Time, Room 318 in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadel-

phia 3, Penna.

It is further ordered, That Allan Mac-Cullen, or any officer or offcers of the Commission designated by it for that purpose shall preside at the hearing and any officer or officers so designated to preside at any such hearing is hereby authorized to exercise all of the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to hearing officers under the Commission's rules of practice.

Notice of such hearing is hereby given to the above named applicants, The Adams Express Company and Southern Express Company, and to any other person or persons whose participation in such proceedings may be in the public interest or for the protection of investors. Any person desiring to be heard or otherwise desiring to participate in said proceeding should file with the Secretary of the Commission, on or before November 25, 1946 his application therefor as provided by Rule XVII of the rules of practice of the Commission, setting forth therein any of the above issues of law or fact which he desires to controvert and any additional issues he deems raised by the aforesaid applications.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

[F. R. Doc. 46-20592; Filed, Nov. 20, 1946; 8:50 a. m.]

[File No. 70-1322]

THE COMMONWEALTH & SOUTHERN CORP. (DEL.) AND CONSUMERS POWER CO.

SUPPLEMENTAL ORDER RELEASING JURISDIC-TION AND PERMITTING APPLICATION-DEC-LARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 14th day of November A. D. 1946.

The Commission having on August 28. 1946 issued its findings, opinion and order herein, regarding an applicationdeclaration and amendments thereto filed jointly by The Commonwealth & Southern Corporation (Commonwealth), a registered holding company, and Consumers Power Company (Consumers), a public utility subsidiary thereof, pursuant to the Public Utility Holding Company Act of 1935, with respect to, among other things, the issuance and public sale, pursuant to the competitive bidding provisions of Rule U-50 promulgated under the act, of such amount of additional common stock of Consumers as would result in net proceeds to Consumers of \$20,000,000:

The Commission having in said order granted and permitted the said application-declaration as amended to become

Consumers and Commonwealth having thereafter filed a further amendment to said application-declaration providing that the amount of common stock of Consumers to be issued and sold pursuant to Rule U-50 shall be 500,000 shares, with the proviso that if the price per share specified in the accepted proposal exceeds \$40 net to the company, the aggregate number of shares to be purchased by the successful bidder or bidders will be reduced to the maximum number of shares which will produce net cash proceeds to Consumers in an amount not exceeding \$20,000,000;

The Commission having by supplemental order dated November 6, 1946 granted and permitted the said application-declaration as further amended to become effective, subject to the condition, among others, that the proposed sale of the common stock of Consumers shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 shall have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, jurisdiction having been reserved for this purpose;

Consumers having filed a further amendment to the application-declaration herein stating that the common stock had been offered for sale pursuant to the competitive bidding requirements of Rule U-50 and that the following bids had been received:

Price per share Bidding group to company Morgan Stanley & Co____. . 33, 5399

Lehman Brothers__.

Such amendment further stating that Consumers has accepted the bid of Morgan Stanley & Co. for the common stock, as set out above, and that the common stock will be offered for sale to the public at a price of \$36 per share resulting in an underwriters' spread of \$2.4601 per share;

A further hearing having been held and the Commission having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid for the common stock, the underwriters' spread and its allocation:

It is ordered. That the jurisdiction heretofore reserved with respect to the results of competitive bidding be, and the same hereby is, released, and that the application-declaration, as further amended, be, and the same hereby is, granted and permitted to become effective forthwith, subject, however, to the terms and conditions prescribed in Rule

It is further ordered, That jurisdiction heretofore reserved over the payment of all fees and expenses of all counsel, incurred in connection with the said application-declaration as amended, be and it is hereby continued.

By the Commission.

[SEAL]

ORVAL L. DUBOIS. Secretary.

[F. R. Doc. 46-20589; Filed, Nov. 20, 1946; 8:50 a. m.]

> [Filed No. 70-1374] INTERSTATE POWER CO.

MEMORANDUM OPINION AND ORDER PERMIT-TING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 14th day of November A. D. 1946.

Issue and sale of securities by registered holding company. Declaration filed by registered holding company pursuant to section 7 of the Public Utility Holding Company Act of 1935 regarding the issuance and sale of \$600,000 principal amount of one-year promissory notes and issuance and pledge thereunder of \$600,000 principal amount of First Mortgage Gold Bonds, 5% Series due 1957, permitted to become effective, the Commission finding that the requirements of section 7 are met.

Appearances: Matthews & Springer, by Clement F. Springer, for Interstate Power Company. Arthur Goldman, for the Public Utilities Division of the Com-

Interstate Power Company ("Interstate"), a registered holding company, and a subsidiary of Ogden Corporation, also a registered holding company, has filed a declaration and an amendment thereto, pursuant to section 7 of the Public Utility Holding Company Act of 1935 proposing certain financing transactions more particularly described below. After appropriate notice, a public hearing was held, and having considered the record, we make the following find-

Interstate is primarily an operating utility company engaged in the generation, purchase, transmission and distribution of electricity in Iowa, Minnesota and South Dakota, and the distribution in Clinton, Iowa, of manufactured gas and in Albert Lea, Minnesota, of natural gas. The company is also engaged in non-utility businesses in Dubuque, Iowa, and Albert Lea, Minnesota. In addition, it is a holding company, controlling two wholly-owned electric utility companies operating in Wisconsin and Illinois, all the outstanding securities of which companies are pledged under the indenture securing Interstate's First Mortgage

Bonds. Interstate's outstanding securities as of July 31, 1946, consist of \$26,-035,500 principal amount of 5% First Mortgage Bonds due 1957; \$7,500,000 principal amount of 6% Debentures due 1952; a \$2,475,000 6% demand note due to Ogden; an aggregate of 120,000 shares of \$7 and \$6 preferred stocks (with an aggregate of approximately \$11,000,000 of dividend arrears as of July 31, 1946); and 175,000 shares of no par value common stock owned by Ogden. A plan-for the recapitalization of Interstate, pursuant to section 11 (e) of the act, is pending before the Commission (File No. 54–130).

Interstate proposes to issue and sell two collateral promissory notes, each in the principal amount of \$300,000, bearing interest at the rate of 13/4 % annually. payable semi-annually, and maturing one year from the date of issuance; one of the notes is to be sold to The Chase National Bank of the City of New York, and the other to Manufacturers Trust Company, New York.2 Interstate also proposes to issue \$600,000 principal amount of its First Mortgage Gold Bonds, 5% Series, due January 1, 1957, which bonds are to serve as collateral for the \$600,000 aggregate principal amount of notes. Interstate represents that such 5% bonds will be issued under the indenture securing its presently issued and outstanding 5% bonds due 1957, upon certification to the indenture trustee of certain property additions which have not heretofore been availed of as a basis for authentication and issuance of bonds.

The declarant states that the proceeds of the proposed issue and sale of securities will be applied toward the financing of Interstate's construction program and to restore current working funds which have been reduced below normal requirements in order to finance new construction. In this connection, the record indicates that Interstate is engaged in an expansion program involving principally the construction of steam generating plants in Clinton and Lansing, Iowa, designed to meet the increasing electric loads in the company's territory. The aggregate cost of such construction program is estimated in excess of \$6,000,000. The presently proposed financing is stated by the declarants to be a temporary expedient pending consummation of Interstate's reorganization plan, which would make available to Interstate an amount of approximately \$2,000,000 cash for the purpose of meeting costs of new construction completed or in progress prior to the effective date of the plan, and to replenish working capital.3 When such funds are made available to Interstate, the \$600,000 principal amount of notes will be retired and the \$600,000 principal amount of 5% bonds, which will have served as collateral security for the notes, will be cancelled.

The record indicates that there is no affiliation between Interstate and the aforementioned banks, and that the transactions were negotiated at arm's-length. It further appears that no state commission nor other federal regulatory body has jurisdiction over the proposed transactions. Absent the imminent prospect of reorganization and in light of Interstate's present financial condition, the proposed debt financing would occasion us some difficulty under the standards of section 7.

However, we have given due consideration to the fact that the proposed financing is of a temporary character pending the effectuation of a reorganization plan, which, to meet the standards of sections 11 and 7 of the act, must result in a substantial reduction of Interstate's senior securities. We have also recognized the urgent cash needs of Interstate for the purpose of financing its business as a public utility company. In light of the circumstances, and having considered the terms of the proposed transactions, including the consideration to be received by Interstate for the securities to be issued and sold, the fees and expenses and the proposed accounting entries, we make no adverse findings under section 7 of the act. Interstate has requested that the Commission's order herein become effective forthwith, and we deem it appropriate to grant this request.

It is therefore ordered, Effective forthwith that the declaration of Interstate as amended be, and hereby is, permitted to become effective, subject to the terms and conditions of Rule U-24.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 46-20588; Filed, Nov. 20, 1946; 8:51 a. m.]

[File No. 70-1396]

WEST PENN POWER CO. AND THE OHIO POWER CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 15th day of November A. D. 1946.

Notice is hereby given that West Penn Power Company ("West Penn"), a registered holding company and a public utility subsidiary in the American Water Works and Electric Company, Inc., holding company system, and the Ohio Power Company ("Ohio Power"), an operating public utility subsidiary in the Electric Bond and Share Company holding company system, have filed a joint declaration pursuant to the Public Utility Hold-

ing Company Act of 1935 and certain rules and regulations promulgated thereunder, the declaration designating sections 12 (b) and 12 (f) of the act and Rule U-45 thereunder as being applicable to the transactions embraced therein.

Notice is further given that any interested person may, not later than November 26, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest, and the issues of fact or law raised by such declaration which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. At any time after November 22, 1946, said declaration as filed, or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100.

All interested persons are referred to said declaration which is on file in the offices of this Commission for a statement of the transactions therein proposed, which are summarized below.

West Penn and Ohio Power are the joint owners of all of the capital stock of Windsor Power House Coal Company ("Windsor Coal"), which company supplies coal to a generating station which is also jointly owned by West Penn and Ohio Power. At the present time, there are outstanding \$576,000 principal amount of 6% First Mortgage Bonds of Penn American Coal Company which have been assumed by Windsor Coal. Of these bonds \$49,000 becomes due on January 1, 1947. Windsor Coal intends to redeem the balance of these bonds (\$527,000) on that date. To provide Windsor Coal with needed funds, West Penn and Ohio Power each proposes to make a capital contribution of \$263,500 in cash to Windsor Coal. The amount of this capital contribution is to be added by West Penn and Ohio Power to their respective investments in the capital stock of Windsor Coal.

The bonds to be redeemed by Windsor Coal are redeemable on any interest date on thirty days' published notice at the principal amount thereof plus accrued interest. This notice of intention to redeem is required to be given by publication at least once a week in each of four consecutive calendar weeks immediately preceding the date fixed for redemption. Accordingly, the declarants have requested that the Commission issue its order permitting the declaration to become effective not later than November 27, 1946, and that said order become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, Secretary.

[F. R. Doc. 46-20587; Filed Nov. 20, 1946; 8:51 a. m.]

¹ By order dated May 20, 1943, the Commission directed that Interstate be recapitalized. See Ogden Corporation et al., 13 S. E. C. 340.

In consideration of a commitment fee to each of the banks of ½ of 1% or \$1,000, each of the banks has committed itself to lend Interstate at any time up to and including April 15, 1947, an additional amount of \$400,-000 under the same terms and conditions.

The balance of the \$6,000,000 construction program is expected by Interstate to be completed after the consummation of the reorganization and to be financed through issuance of securities of the reorganized company.

[File No. 70-1398]

Ohio Power Co. and Central Ohio Coal

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 14th day of November A. D. 1946.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Ohio Power Company ("Ohio Power") and its wholly-owned, non-utility subsidiary, Central Ohio Coal Company ("Coal Company"). Ohio Power is a utility subsidiary of American Gas & Electric Company, a registered holding company subsidiary of Electric Bond and Share Company, a registered holding company. Applicants-declarants designate sections 7 and 10 of the act as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than November 21, 1946, at 5:30 p. m., e. s. t. request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest and the issues of fact or law raised by said joint applicationdeclaration which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pa. At any time after November 18, 1946, said joint application-declaration, as filed or amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said joint application-declaration which is on file in the offices of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

Coal Company was organized for the purpose of operating a strip-coal mine on land owned by Ohio Power and of buying coal for and selling coal to Ohio Power only, the price of coal sold to Ohio Power being so fixed as to allow Coal Company to realize a profit from operations which when paid to Ohio Power in the form of dividends allows the latter company to earn approximately 6% on its investment in Coal Company. It is now proposed that the operations of Coal Company be extended in like manner to additional lands owned by Ohio Power.

In order to provide the necessary funds for the additional operation of Coal Company, Ohio Power proposes to purchase not to exceed 12,500 shares of the \$100 par value Capital Stock of Coal Company at a price of \$100 per share, such shares to be purchased from Coal Company from time to time as funds are required prior to December 31, 1947. Of the funds to be received by Coal Company it is estimated that \$980,000 will be used for the purchase of additional mining equipment and \$270,000 will be retained for working capital.

The joint application-declaration requests that the Commission's order granting the application and permitting the declaration to become effective be issued on or before November 22, 1946 and become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

[F. R. Doc. 46-20586; Filed, Nov. 20, 1946; 8:51 a. m.]

[File No. 1-1163]

THE FYR-FYTER CO.

ORDER GRANTING APPLICATION TO WITHDRAW FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 15th day of November A. D. 1946.

The Fyr-Fyter Company, pursuant to section 12 (d) of the Securities Exhange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, having made application to withdraw its \$2 Preferential \$1 Cumulative Participating Class A Stock, No Par Value, from listing and registration on the Cincinnati Stock Exchange:

After appropriate notice, a hearing having been held in this matter; and

The Commission having considered said application together with the evidence introduced at said hearing, and having due regard for the public interest and the protection of investors;

It is ordered, That said application be and the same is hereby granted, effective at the close of the trading session on November 25, 1946.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

[F. R. Doc. 46-20585; Filed, Nov. 20, 1946; 8:51 a. m.]

OFFICE OF PRICE ADMINISTRATION.

Regional and District Office Orders.

[Region III Order G-15 Under Rev. Gen. Order 65]

PONDEROSA PINE LUMBER AND LUMBER
PRODUCTS IN MICHIGAN

Pursuant to the provisions of Revised General Order No. 65 and of Regional Basic Order No. 1-B under Revised General Order No. 65, this order is issued:

SECTION 1. What this order does. This adopting order establishes dollars-and-

cents maximum prices for "retail-type" sales of the items of the Ponderosa pine lumber and lumber products listed in the accompanying price sheets when sold out of distribution yard stock by lumber distribution yards located in Zone 15.

SEC. 2. Applicability of Basic Order No. 1-B. All the provisions of Basic Order No. 1-B under Revised General Order No. 65, consistent with this Adopting Order No. G-15 are hereby adopted by, and incorporated by reference into, this order as though fully re-written herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order.

SEC. 3. Maximum prices—(a) Price sheets. The maximum prices for sales of the items covered by this order shall be those set forth in the accompanying price sheets which are annexed to and made a part of this order. Prices lower than the listed maximum prices may, of course, be charged or paid.

(b) Delivery practices and charges. The prices established by this order include delivery within a radius of twenty-five miles of the seller's place of business. For delivery more than twenty-five miles from the seller's place of business, an additional charge of not more than ten cents (\$0.10) per one thousand board feet may be made for each mile, or fraction thereof, by which the point of delivery exceeds twenty-five miles from the seller's place of business. No additional charge shall be made for the return trip. If the buyer chooses to make his own delivery, no reduction in price need be made.

(c) Discounts. Sellers shall maintain cash discount practices which are at least as favorable to purchasers as were those offered by such sellers in August 1941. Such cash discount practices shall be applied to all maximum prices established by this order, regardless of whether the seller sold the particular item in August 1941. For the purposes of this subsection, no discount of more than two percent (2%) shall be considered a cash discount.

SEC. 4. Adjustment. The maximum prices established by this order include all adjustments granted to sellers subject to area orders by the Office of Price Administration through October 15, 1946. (Refer to section 6 (b) of Basic Order No. 1-B.)

SEC. 5. Area covered. For the purposes of this order, Zone 15 consists of the counties of Alger, Baraga, Chippewa, Delta, Dickinson, Gogebic, Houghton, Iron, Keweenaw, Luce, Mackinac, Marquette, Menominee, Ontonagon, and Schoolcraft in the State of Michigan.

SEC. 6. Effective date. This order shall become effective October 31, 1946.

Issued: October 18, 1946.

J. F. KESSEL, Regional Administrator. These prices apply in the area specified in section 5 of this order. Size of sale is based on the total of all soft-wood lumber and hardwood flooring sold in one sale.

PONDEROSA PINE

BOARDS

[Price table per 1,000 feet surface measure]

Applies to air-dried or kiln-dried boards, in random or specified lengths of 6 feet and longer, surfaced to thickness indicated on 1, 2, 3, or 4 sides or on 1 or 2 sides and ship-

Nominal size	Thickness surfaced	Grade No. 1	Grade No. 2	Grade No. 3	Grade No. 4
1 x 4" and 1 x 6". 1 x 8". 1 x 10". 1 x 12". 1 x 14". 1 x 16". 1 x 18".	}2562''	(\$104 104 106 113 117 123 128	\$95 93 93 96 100 106 111	\$85 84 84 84 88 91 94	\$71 73 73 73 76 76 76
34 x 4". 34 x 6". 34 x 8". 34 x 10". 34 x 12". 11/6 x 4". 11/6 x 6". 11/6 x 8".	34"	100 100 100 102 109 91 91 91	92 90 89 89 92 84 83 82	81 80 80 80 75 75 74	67 68 69 69 69 62 63 64
11/16 x 10" 11/16 x 12"		92 98	82 84	74 74	64 64

Additions and deductions per 1,900 feet surface measure

- Green, surfaced as above.—The maximum price is the same as for dry surfaced boards in the same grade and

- same as for dry surfaced obards in the same grade and size,

 2. Full 1" thickness, rough.—To the dry surfaced price for the size in 2352" thickness; if rough dry, add \$3; if rough green, add \$5.

 3. 1x4" and wider in No. 4 grade, dry, surfaced to 2542".—
 The maximum price for 1,000 feet surface measure is \$72.

 4. Standard patterns, machine run of product.—To dry surfaced price for the grade, condition, and size from which most economically developed: For drop siding and con cribbing, dry, add \$6; for dressed and matched, dry, add \$2; for all other standard patterns, dry, add \$2; no addition for shiplap and beaded shelving.

 5. Surface measure.—Is based on nominal size, and for 1" nominal thickness is the same as board measure.

 6. Sales less than \$7.50.—When the total sale is less than \$7.50 to prices as determined above may be increased 10 percent.

- \$7.50 the prices as determined anoverness, percent.

 7. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum milling and kiln drying charges".

 8. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

 9. Other boards.—Continue to compute maximum prices under 2d RMPR 215 on ponderosa pine boards not priced above.

DIMENSIONS

[Price table per 1,000 board feet, scaled on nominal 2" thickness]

Applies to air-dried or kiln-dried lumber, in random or specified lengths of 6 feet and longer, surfaced to 1% s'' on 1 side and 1 edge or on 4 sides.

Nominal size	Grade	Grade	Grade
	No. 1	No. 2	No. 3
2 x 4" 2 x 6" 2 x 8" 2 x 10" 2 x 12"	\$77 76 76 76 76	\$73 72 72 72 72 72 72	\$60 59 59 59 59

Additions and deductions per 1,000 board feet

- 1. Green, surfaced as above.—To the dry surfaced price for the size and grade, add \$5.

 2. Rough.—To the dry surfaced price for the grade and size: If rough dry, add \$8; if rough green, add \$13.

 3. Sales less than \$7.50.—When the total sale is less than \$7.50 the price as determined above may be increased 10 percent.

- 10 percent.

 4. Workings.—For permitted additions for workings to enstomer's order, see price sheet "Maximum milling and kiln drying charges."

 5. Delitery.—For permitted additions for delivery, see section 3 (b) of this order.

 6. Other dimension items.—Continue to compute maximum prices under 2d RMPR 215 on ponderosa pine dimension not priced above. dimension not priced above.

[Price table per 1,000 board feet]

Applies to air-dried or kiln-dried lumber, in random lengths of 6 feet and longer, surfaced on 2 or 4 sides to thickness indicated.

Nominal size	Thickness surfaced	Grade 1 and 2 clear or "B" and better selects	Grade "C" selects	Grade "D" selects
1 x 2" 1 x 3" 1 x 4" 1 x 5" 1 x 6" 1 x 6" 1 x 10" 1 x 10" 1 x 12" RW 1 x 13" and wider 5/4 and 6/4 x 2" 5/4 and 6/4 x 4" 5/4 and 6/4 x 6" 5/4 and 6/4 x 10" 5/4 and 6/4 x 12" RW 5/4 and 6/4 x 12" and wider.)2552'')151e'' or 151e''_	(\$137 137 133 140 133 xxx 137 140 167 167 140 149 145 152 152 173 173	\$131 127 134 127 134 127 134 127 131 134 161 161 134 140 140 140 140 150 150 165 165 165	\$113 108 116 108 xxx 113 116 136 136 116 121 121 116 xxx 123 131 145 145

Additions and deductions per 1,000 board feet for dry surfaced lumber

- 1. 8/4" thickness .- To the 6/4" price for the grade and

- 1. 8/4" thickness.—To the 6/4" price for the grade and size, add \$7.
 2. Specified lengths.—To the random length price for the grade and size:
 For 4/4" thickness, 6 to 16 feet long, no addition.
 For 4/4" thickness, 18 and 20 feet long, add \$11.
 For 5/4" and 6/4" thickness, 6 to 16 feet long, no addition.
 For 5/4" and 6/4" thickness, 18 and 20 feet long, add \$11.
 3. Stained selects.—From the price for the size and length, if without stain it would grade out:
 "B" and Better, deduct \$7 from the grade "B" and better price.
- better price.
 "C" or "C" and Better, deduct \$7 from the grade
 "C" price. "C" price.
 "D" or "D" and Better, deduct \$7 from the grade "D"
- price.
 4. Pitchy selects.—From the price for the size and length in grade "D" selects, deduct \$14.
 5. Specified widths over 12".—To the 12" price for the grade and length, add \$3 for each inch over 12" in width.
 6. Standard patterns of casing and base, james, sill soids.
- 6. Standard patterns of casing and base, jambs, sit stock, pulley stiles, and nosed stepping.—To the surfaced-4-sides price for the grade, size, and length, add \$7.

 Teaded shelving.—Same price as for surfaced 4 sides.

 8. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased.

- 87.50 the prices as determined above may be increased 10 percent.
 9. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum milling and klin drying charges."
 10. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.
 11. Other finish.—Continue to compute maximum prices under 2d RMPR 215 on ponderosa pine finish not priced above.

PONDEROSA PINE, IDAHO WHITE PINE, ENGLEMAN SPRUCE, LODGEPOLE PINE, AND INLAND RED CEDAR

REVEL SIDING

[Price table per 1,000 feet surface measure]

Applies to air-dried or kiln-dried bevel siding $^{7}(e'')$ thick at one edge and $^{3}(e'')$ thick at the other edge, in random lengths of 3 to 20 feet with not over 20 percent under 9 feet (grade "E"—not over 35 percent).

			-	1	_
Nominal size	Actual width	Grade "B" and better	Grade "C"	Grade "D"	Grade "E"
		Ponderosa Pine			ne
4" 5"	3 ½" 4½" 5½"	\$69 73 70	\$66 70 68	\$57 61 58	\$49 xxxx 47
		Idaho White Pine			
4"	319" 416" 534"	77 79 76	72 74 73	60 64 60	50 xxxx 47

Additions and deductions per 1,000 board feet

- 1. Engleman spruce, lodgepole pine, and inland red cedar.—From the price for the size and grade in ponderosa pine, deduct \$6.

 2. Restricted random lengths of 9 feet and more.—To the 3-to 20 feet random length price for the size, grade, and species, add \$4.

 3. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

- percent.
 4. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."
- Kiln Drying Charges."

 5. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

 6. Other bevel siding.—Continue to compute maximum prices under 2d RMPR 215 on bevel siding in these species not priced above.
- MAXIMUM MILLING AND KILN DRYING CHARGES APPLICABLE IN ALL AREAS COVERED BY ORDER No. G-15 Under Revised General Order No. 65
- 1. Basic workings. When a distribution yard is required to perform workings, the following additions per 1,000 feet, board measure, may be made to the maximum price of the most economical size from which the desired item may be obtained, Provided:
- a. The end product is not a standard size, or a size reasonably similar thereto, as shown in the applicable mill regulation (Example: If a yard resaws 2" x 6" S4S and the end product is a board 23%2" thick, this is a size "reasonably similar" to standard thickness of 25/32"); or
- b. The end product is thicker than 2", wider than 12" or longer than 22'.

MAXIMUM ADDITIONS PER 1,000 FEET, BOARD MEASURE

	4/4, 5/4; 6/4	2"	3" and 4"	5" x 5" to 8" x 8"	6" x 10" and larger	Minimum charge
	\$8.00 7.00 7.00	\$5.00 6.00 6.00	\$6.00 7.00	\$6,00 10,50	\$8.00 10,00	\$1.50 1.75 1.75 3.75
Sis, S2s, S3s of S4s. D & M, shiplap, grooved or beveled sleepers. Drop siding or ceiling. Outgauging or special patterns. Crosscutting. Ripping Resawing.	15. 00 2. 50 3. 50 5. 00	15.00 2.50 3.50 5.00	15.00 2.50 3.50 5.00	15, 00 3, 50 5, 00	15.00 4.00 6.00	3.75 .50 .75 1.00

Notes: (1) Where the total charge calculated on a thousand feet, board measure, is less than the minimum shown in the table,

the minimum charge may be added.

(2) The cross-cutting addition may be made only as many times as are necessary to produce the desired length from the shortest standard multiple of that length in the size and grade required. The final cost including cross-cutting and waste, may not exceed the

most economical cost of producing the required length.

- (3) The total charge for ripping and re-sawing may not include additions for more than three rips, and/or resaws.
- 2. Kiln-drying. For kiln-drying, done at the yard, an addition of double the addition permitted by the applicable direct-mill regulation may be made.

3. Custom milling or kiln-drying. Where the required working or kiln-drying cannot be performed by the distribution yard making the sale because it does not have the necessary facilities, the yard may add to the maximum price of the original size, the ac-tual cost of having the working or drying performed at a custom establishment provided the end product produced is a nonstandard size or an item larger than boards or dimension. If the distribution yard has the facilities to perform the required workings or drying, the maximum charges in paragraphs (1) and (2), above, apply. If the end product is a standard or near standard size of boards or dimension, no additions may be made and the maximum price must be computed on the basis of the item produced.

No additions may be made for transportation to or from the custom establishment.

[F. R. Doc. 46-20431; Filed, Nov. 15, 1946; 8:53 a. m.]

[Region III Order G-8 Under Rev. Gen. Order 65]

SHORTLEAF YELLOW PINE LUMBER AND LUMBER PRODUCTS IN INDIANA

Pursuant to the provisions of Revised General Order No. 65 and of Regional Basic Order No. 1-B under Revised General Order No. 65, this order is issued:

SECTION 1. What this order does. This adopting order establishes dollarsand-cents maximum prices for "retailtype" sales of the items of the Shortleaf Yellow Pine lumber and lumber products listed in the accompanying price sheets when sold out of distribution yard stock by lumber distribution yards located in Zone 8.

SEC. 2. Applicability of basic order No. All the provisions of Basic 1-B. Order No. 1-B under Revised General Order No. 65, consistent with this Adopting Order No. G-8 are hereby adopted by, and incorporated by reference into, this order as though fully re-written herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order.

SEC. 3. Maximum prices — (a) Price sheets. The maximum prices for sales of the items covered by this order shall be those set forth in the accompanying price sheets which are annexed to and made a part of this order. Prices lower than the listed maximum prices may, of course, be charged or paid.

(b) Delivery practices and charges. The prices established by this order include delivery within a radius of twentyfive miles of the seller's place of business. For delivery more than twenty-five miles from the seller's place of business, an additional charge of not more than ten cents (\$0.10) per one thousand board feet may be made for each mile, or fraction thereof, by which the point of delivery exceeds twenty-five miles from the sell-er's place of business. No additional charge shall be made for the return trip. If the buyer chooses to make his own delivery, no reduction in price need be made.

(c) Discounts. Sellers shall maintain cash discount practices which are at least as favorable to purchasers as were those offered by such sellers in August, 1941. Such cash discount practices shall

be applied to all maximum prices established by this order, regardless of whether the seller sold the particular item in August, 1941. For the purposes of this subsection, no discount of more than two percent (2%) shall be considered a cash discount.

SEC. 4. Adjustment. The maximum prices established by this order include all adjustments granted to sellers subject to area orders by the Office of Price Administration through October 15, 1946. (Refer to section 6 (b) of Basic Order No. 1-B.)

SEC. 5 Area covered. For the purposes of this order, Zone 8 consists of the County of Hamilton in the State of Ohio and the Counties of Clark, Crawford, Dubois, Floyd, Harrison, Perry, Spencer, Vanderburgh, and Warrick in the State of Indiana

SEC. 6. Effective date. This order shall become effective October 31, 1946.

Issued: October 18, 1946.

J. F. KESSEL, Regional Administrator.

These prices apply in the area specified in section 5 of this order. Size of sale is based on the total of all soft-wood lumber and hardwood flooring sold in one sale.

SHORTLEAF YELLOW PINE

[Price table per 1,000 board feet]

Applies to air-dried or kiln-dried boards, 4 to 20 feet long, surfaced on 1, 2, 3, or 4 sides to thickness shown, or surfaced on 2 sides and tongue-and-grooved or ship lapped. No additions to these prices may be made for ade-marking, anti-stain treatment, or sale of specific

Nominal size		Sales totaling over 1,000 feet			
	Thickness surfaced	Grade No. 1	Grade No. 2	Grade No. 3	Grade No. 4
1 x 2" and 1 x 3" 1 x 4" 1 x 6" and 1 x 7" 1 x 8" and 1 x 9" 1 x 6" and 1 x 10" 1 x 11" 1 x 12")25%2" or 34"{	\$79 75 76 78 80 84 91	\$75 70 74 74 76 80 82	\$65 62 65 65 67 67 68	51 53
Nominal size	Thickness surfaced			otalia t or 3 No. 3	less
1 x 2" and 1 x 3"	1	\$90 86	\$86 81	\$76 73	\$64 62

Additions and deductions per 1,000 board feet

25/32" or 34"

99 91 95

102

and 1 x and 1 x 9" ... and 1 x 10".

Green, worked as above.- From dry price for size and

grade: Deduct \$5.

2. Rough.—From dry price above for grade and size:
For rough dry, deduct \$2; for rough green, deduct \$7.

3. Boards under 34" thickness, surfaced 1 side, any edge
working, graded after complete working and sold "on
grade".—From the 2542" surfaced dry price for width
and grade, deduct:

	If dry	If green
1)/6" 64" 9/4" 1/4"	\$4.00 8.00 11.00 15.00 19.00	\$9.00 12.00 16.00 20.00 23.00

4. Sales less than \$7.50—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

5. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."

6. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

7. Other boards.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine boards not priced above.

DIMENSION

[Price table per 1,000 board feet]

Applies to air-dried and kiln-dried lumber, 4 to 20 feet long, surfaced on 1, 2, 3, or 4 sides to 198" thickness. No additions to these prices may be made for grade marking, anti-stain treatment, or because lumber is medium grain or dense.

Nominal size

Sales totaling over 1,000 feet

Lengths

	_		_		-			
	4' or 6'	8', 10' or 12'	9' or 14'	16'	18' or 20'			
	No. 1 grade, including medium grain or dense							
2 x 3" or 4" 2 x 5"	\$60 63	\$73 79	\$74 79	\$76 81	\$78 88			
	60	74	75	76	79			
2 x 8"	60	74	75	76	79			
2 x 6"	64	82	82	84	90			
2 x 12"	67	85	85	86	92			
	No. 2 grade, including medium grain or dense							
2 x 3" or 4"	59	70	72	73	76			
2 x 5"	56	72	71	71	77			
2 x 6"	56	70	71	72	75			
2 x 8"	58 60	71 76	73 76	73 76	77 81			
2 x 10"	61	77	77	79	84			
2 x 12"								
2 x 12"		-						
2 x 12"	Sales	totali	ng 1,00) feet o	r less			
2 x 12"	Sales	le state of	ng 1,000 Length		r less			
	Sales 4' or 6'	le state of			18' or			
	4' or 6'	8', 10' or 12'	Length 9' or 14'	s 16'	18' or 20'			
	4' or 6'	8', 10' or 12'	ength 9' or 14'	s 16'	18' or 20'			
Nominal size 2 x 3" or 4"	4' or 6' No. 1	8', 10' or 12' grade, grait \$84	9' or 14' include n or de \$85	16' ling meense	18' or 20'			
Nominal size 2 x 3" or 4"	4' or '6' No. 1	8', 10' or 12' grade, grain \$84 90 85	9' or 14' include n or de \$85 90 86	\$ 16' ling meense \$87 92 87.	18' or 20' edium			
Nominal size 2 x 3" or 4"	4' or 6' No. 1 \$71 74 71 71	8', 10' or 12' grade, grai \$84 90 85 85	9' or 14' include n or de \$85 90 86 86	\$ 16' ling meense \$87 92 87. 87	18' or 20'			
Nominal size 2 x 3" or 4"	4' or '6' No. 1	8', 10' or 12' grade, grain \$84 90 85	9' or 14' include n or de \$85 90 86	\$ 16' ling meense \$87 92 87.	18' or 20' edium \$89 99 90 90			
Nominal size 2 x 3" or 4" 2 x 5" 2 x 6" 2 x 8" 2 x 9"	4' or 6' No. 1 \$71 74 71 71 75 78	8', 10' or 12' grade, grain \$84 90 85 85 93 96	9' or 14' include n or de \$85 90 86 86 93 96	\$87 92 87 95 97	18' or 20' edium \$89 99 90 101 103			
Nominal size 2 x 3" or 4"	4' or 6' No. 1 \$71 74 71 71 75 78	8', 10' or 12' grade, grain \$84 90 85 85 93 96	9' or 14' include n or de \$85 90 86 86 93 96 include	\$87 92 87 95 97 95 97	18' or 20' edium \$89 90 90 101 103			
2 x 3" or 4"	4' or 6' No. 1 \$71 74 71 75 78 No. 2	8', 10' or 12' grade, grain \$84 90 85 85 93 96 grade, grain 81 83	9' or 14' include n or de \$85 90 86 86 86 93 96 include n or de \$83 82	\$ 16' \$87 92 87 95 97 10mg meense	18' or 20' edium \$89 99 90 90 101 103 edium			
2 x 3" or 4"	4' or 6' No. 1 \$71 74 71 75 78 No. 2	8', 10' or 12' grade, grain \$84 90 85 93 96 grade, grain \$81 83 81	9' or 14' include n or de \$85 90 86 93 96 include n or de \$3 82 82	\$ 16' ling meense \$87 92 87 95 97 ling meense	\$89 99 90 90 101 103 edium			
2 x 3" or 4"	4' or '6' No. 1 \$711 74 71 75 78 No. 2	8', 10' or 12' grade, grain \$84 90 85 85 85 93 96 grade, grain \$81 83 81 82	9' or 14' include in or de \$85 90 86 86 93 96 include n or de \$82 82 82 84	\$16' 16' \$87 92 87. 87 95 97 16ing memse	18' or 20' edium \$89 99 90 90 101 103 edium			
2 x 3" or 4"	4' or 6' No. 1 \$71 74 71 75 78 No. 2	8', 10' or 12' grade, grain \$84 90 85 93 96 grade, grain \$81 83 81	9' or 14' include n or de \$85 90 86 93 96 include n or de \$3 82 82	\$ 16' ling meense \$87 92 87 95 97 ling meense	18' or 20' edium \$89 99 90 90 101 103 edium 87 88 86 88			

Additions and deductions per 1,000 board feet

No. 3 Grade. From No. 2 grade price for size: De-

1. No. 3 Grade. From No. 2 grade price for size: Deduct \$17.
2. Green, worked as above. Maximum prices are the same as for air- and kiln-dried lumber.
3. Rough green or rough dry. From dry surfaced price for the same size and grade: Deduct \$2.
4. Sales less than \$7.50. When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.
5. Workings. For permitted additions for workings to customer's order, see price sheet "Maximum milling and kiln-drying charges."
6. Delivery. For permitted additions for delivery, see section 3 (b) of this order.
7. Other dimension items. Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine dimension not priced above.

PEANES AND SMALL TIMBERS

[Price table per 1,000 board feet]

Applies to rough green lumber with no heart specifi-cation. No addition to these prices may be made for grade marking or anti-stain treatment,

Size	No. 2 dense, No. 2 medium grain, No. 2 common			No. 1 dense sq. edge & sound M. G., No. 1 medium grain square edge & sound, No. 1 common			
A TO STATE	I	ength	is	J	Length	8	
	8-20'	22'	24'	8-20'	22'	24'	
	Sales totaling over 1,000 board feet						
3 x 3" to 6 x 8"	\$74	\$86	\$93	\$77	\$89	\$96	
	Sales	total	ing 1,(000 boa	rd feet	or less	
3 x 3" to 6 x 8"	\$86	\$98	\$105	\$89	\$101	\$108	
Size	denș	e stru &	ectura c. S. I S., 1 stru E. & E	E.	Dens ect.stru		
		Leng	ths	43	Lengt	hs	
	8-20'	22'	14	8-1	20' 22'	24'	
	Sale	total	ling o	ver 1,00	00 boar	d feet	
3 x 3" to 6 x 8"	\$85	\$9	7 \$10	05 \$9	2 \$104	\$112	
-	Sales	total	ing 1,0	000 boa	rd feet	or less	
3 x 3" to 6 x 8"	\$97	\$10	9 \$1	17 \$10	\$116	\$124	
4.1.0000				non-kee			

Additions and deductions per 1,000 board feet

- Rough dry.—To rough green price above for grade and length; For air dried, add \$3; for kiln dried, add \$6.
 Workings.—To rough price for grade, length, and condition, when surfaced on 1, 2, 3, or 4 sides, tongue-and grooved or shiplapped, add \$3; grooved on 2 edges, add \$5.
- add \$5.

 3. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

 4. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum milling and kiln drying charges."

 5. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

 6. Other plank and timber items.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine planks and timbers not priced above.

FLOORING

[Price table per 1,000 board feet]

Applies to kiln-dried lumber, worked to 1" x 3" or 1" x 4" flooring, with plain ends, when sold in random lengths of 4 to 20 feet with standard grading rule restrictions on short lengths, or when sold in specific lengths of 7 to 20 feet. No addition to these prices may be made for grade marking.

		s tota 1,000		Sales totaling 1,000 feet or less		
Heart and grain specifications	Grade "B" and better	Grade "C"	Grade "D" or No. 2	Grade "B" and better	Grade "C"	Grade "D" or No. 2
Heart face: Edge grain Near-edge grain Flat grain No heart specifica- tion:	\$138	\$118	\$94	\$146	\$126	\$106
	128	108	88	136	116	100
	117	104	82	125	112	94
Edge grain	121	109	84	129	117	96
Near-edge grain	111	99	78	119	107	90
Flat grain	105	99	76	113	107	88

Additions and deductions per 1,000 board feet

Additions and deductions per 1,000 board feet

1. Air dried.—From the kiln-dried price for the grade
and other specifications, deduct \$1.

2. 4, 5, and 6 foot lengths sold on specific length.—From
the random length price for the grade and other specifications and condition: For "B" and better and "C,"
deduct \$21; for "D" or No. 2, deduct \$13.

3. End natched.—To plain-end price for grade and
other specifications, condition and length: Add \$3.

4. Bark back.—From price above for flooring free of
bark back: Deduct \$7.

5. Sales less than \$7.50.—When the total sale is less
than \$7.50 the prices as determined above may be increased 10 percent.

than \$7.50 the prices as determined above may be increased 10 percent.

6. Workings.—For permitted additions for workings to customer's order, see price sheet. "Maximum Milling and Kiln Drying Charges."

7. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

8. Other flooring.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine flooring not priced above.

FINISH

[Price table per 1,000 board feet]

Applies to kiln-dried lumber, 8 to 20 feet long surfaced on 4 sides to thickness indicated. Prices apply whether or not lumber is grade marked or sold in specified or random lengths,

		Sales totaling over 1,000 feet		Sales totaling 1,000 feet or less		
Size	Thickness surfaced	Grade "B" and better	Grade "C"	Grade "B" and better	Grade "C"	
1 x 2" or 3" 1 x 4")2552" }1316" or 1516"	(\$106 104 109 115 122 127 145 (128 125 126 132 139 143 162	\$100 97 101 108 111 115 129 113 110 111 118 121 125 140	\$114 112 117 123 130 135 153 136 133 134 140 147 151 170	\$108 105 109 116 119 123 137 121 118 119 126 129 133 148	

Additions and deductions per 1,000 board feet

- 1. Air dried, may be stained .- From kiln-dried price for
- 1. Air dried, may be stained.—From kiln-dried price for size and grade: Deduct \$8.

 2. Air dried, no stain permitted.—From kiln-dried price for size and grade: Deduct \$6.

 3. Rough.—To surfaced price for size, grade, and condition: Add \$1.

 4. 4- and 6-foot lengths.—From 8-20 feet, price for size, grade, and condition: For 1" thickness in widths of 6" or less, deduct \$20. For 1" thickness when wider than 6", and all 5/4" and 6/4" thickness, deduct \$11.

 5. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

 6. Workings.—For permitted additions for workings to
- 57.50 the prices as determined above may be increased 10 percent.
 6. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum milling and kiln drying charges."
 7. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.
 8. Other finish.—Continue to compute maximum prices under 2d Rev. MPR 215 on shortleaf yellow pine finish not priced above.
- not priced above.

DROP SIDING, CEILING, AND PARTITION

[Price table per 1,000 board feet]

Applies to kiln-dried lumber worked to pattern, with plain ends, when sold in random lengths of 4 to 20 feet with standard grading rule restrictions on short lengths or when sold in specific lengths of 7 to 20 feet. No addi-tion to these prices may be made for grade marking.

		-	100	_		
		Sales totaling over 1,000 ft.				
Nominal thickness and nominal width	Pattern	Grade "B" and better	Grade "C"	Grade"D" or No. 2		
			Drop			
1" x 6" 1" x 6" 1" x 8" 1" x 8"	115, 117, 118, 119. All otherAll	\$85 101 102 114	\$84 97 97 104	\$75 76 76 80		
• 6.49		Ce	eiling anda ead c	rd		
		fac	ed 1 side	or		
% and % 6" x 3" and % 6" x 6"		\$69 72	\$65 68	\$53 56		
%16" x 3" and		75	72 75	63		
11/16" to 25/2" x 3" and 4" 11/16" to 25/2" x 5" and		92 93	88	70 -72		
6".		1913	rtiti			
134a" x 4"		\$91 100	\$87 95	\$69 73		
34" x 4" 11/16" x 6" 34" x 6"		94 103	90 98	72 75		
		to 1,	Sales otalin 000 f or les	g t.		
Nominal thickness and nominal width	Pattern	1,	otalin 000 f or les	t.		
	Pattern	Grade "B" and better	otalin 000 f or les	Grade"D" " Tag		
	Pattern 115, 117, 118, 119 All other All All	Grade "B" and better	000 for less "O" apparo Droppidding \$91 104 104	Grade"D" " Tag		
1" x 6" 1" x 6" 1" x 6" 1" x 8" 1" x 8	115, 117, 118, 119 All other	#8: opean #8: opean \$92 \$108 \$10	000 for less "O" apparo Droppidding \$91 104 104	\$87 888 892		
1" x 6"	115, 117, 118, 119 All other	## 10 10 10 10 10 10 10 10	taling peup Dropedding spin 104 104 111 side \$71	\$87 888 92 \$63		
1"x 6" 1"x 6" 1"x 8" 1"x 8" 1"x 10" 516" and 716" x 3" and 4" 516" x 3" and 4" 916" x 5" and 916" x 5" and	115, 117, 118, 119 All other	sseparation of the state of the	talir 000 f or les "O" open Drop siding 104 104 111 eilling andas ead (''' s'''' c''''' s''''''''''''''''''''	s s a Grapeus s s s s s s s s s s s s s s s s s s		
### and nominal width ### and	115, 117, 118, 119 All other	\$922 1088 1099 121 Co St b "" face 2 2 875 788 81 84 98	talling	\$87,000 to \$87,000 to \$87,000 to \$87,000 to \$88,000 to		
\$10" and 710" x 3" and 4" x 5" and 710" x 3" and 4" x 5" and 5" x	115, 117, 118, 119 All other	### 100 may 10	over the state of	\$87,000 to \$87,000 to \$87,000 to \$87,000 to \$87,000 to \$88,000 to		
### and nominal width ### and	115, 117, 118, 119 All other	### 100 may 10	talir of tal	\$87,000 to \$87,000 to \$87,000 to \$87,000 to \$87,000 to \$88,000 to		

4. Workings. For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges".

5. Delivery. For permitted additions for delivery, see section 3 (b) of this order.

6. Other drop siding, ceiling and partition. Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine drop siding, ceiling and partition not priced above.

Additions and deductions per 1,000 board feet

1. Air dried. From the kiln-dried price for size, grade, and pattern: deduct \$1.

2. 4, 6, and 6 feet lengths sold on specific length. From the random length price for the size, grade, pattern, and condition: for "B" and better and "C", deduct \$12; for "D" and No. 2, deduct \$8.

3. Sales less than \$7.50. When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

Maximum Milling and Kiln Drying Charges Applicable in All Areas Covered by Order No. G-8 Under Revised General Order No. 65

1. Hasic workings. When a distribution yard is required to perform workings, the following additions per one thousand feet, board measure, may be made to the maximum price of the most economical size from which the desired item may be obtained; Provided:

a. The end product is not a standard size, or a size reasonably similar thereto, as shown in the applicable mill regulation (Example: If a yard resaws 2" x 8" S4S and the end product is a board 23/32" thick, this is a size "reasonably similar" to standard thickness of 25/32"); or

b. The end product is thicker than 2", wider than 12" or longer than 22.

MAXIMUM ADDITIONS PER 1,000 FEET, BOARD MEASURE

	4/4", 5/4", 6/4"	2"	3" and 4"	5" x 5" to 8" x 8"	6" x 10" and larger	Minimum charge
S18, S28, S38 or S48. D & M, shiplap, grooved or beveled sleepers Drop siding or ceiling.	\$6.00 7.00 7.00	\$5,00 6,00 6,00	\$6.00 7.00	\$6,00 10.50	\$8.00 10.00	\$1.50 1.75 1.75
Outgauging or special patterns. Crosscutting Ripping Resawing	15. 00 2. 50 3. 50 5. 00	15.00 2.50 3.50 5.00	15. 00 2. 50 3. 50 5. 00	15. 00 3, 50 5. 00	15.00 4.00 6.00	3.75 .50 .75 1.00

Notes: (1) Where the total charge calculated on a thousand feet, board measure, is less than the minimum shown in the table, the minimum charge may be added.

(2) The cross-cutting addition may be made only as many times as are necessary to produce the desired length from the shortest standard multiple of that length in the size and grade required. The final cost including cross-cutting and waste, may not exceed the most economical cost of producing the required length.

(3) The total charge for ripping and resawing may not include additions for more than three rips, and/or resaws.

include additions for more than three rips, and/or resaws.

2. Kiln-drying. For kiln-drying, done at the yard, an addition of double the addition permitted by the applicable direct-mill regulation may be made.

3. Custom million or kiln-drying. Where the required working or kiln drying cannot be performed by the distribution yard making the sale because it does not have the necessary facilities, the yard may add to the maximum price of the original size, the actual cost of having the working or drying performed at a custom establishment provided the end product produced is a non-standard size or an item larger than boards or dimension. If the distribution yard has the facilities to perform the required workings or drying, the maximum charges in paragraphs (1) and (2), above, apply. If the end product is a standard or near standard size of boards or dimension, no additions may be made and the maximum price must be computed on the basis of the item produced.

No additions may be made for transportation to or from the custom establishment.

[F. R. Doc. 46-20429; Filed, Nov. 15, 1946; 8:55 a. m.]

Region III Order G-9 Under Rev. General Order 651

SHORTLEAF YELLOW PINE LUMBER AND LUMBER PRODUCTS IN KENTUCKY

Pursuant to the provisions of Revised General Order No. 65 and of Regional Basic Order No. 1-B under Revised General Order No. 65, this order is issued:

Section 1. What this order does. This adopting order establishes dollars-and-cents maximum prices for "retail-type" sales of the items of the shortleaf yellow pine lumber and lumber products listed in the accompanying price sheets when sold out of distribution yard stock by lumber distribution yards located in Zone 9.

SEC. 2. Applicability of Basic Order No. 1-B. All the provisions of Basic Order No. 1-B under Revised General Order No. 65, consistent with this Adopting Order No. G-9 are hereby adopted by, and incorporated by reference into, this order as though fully re-written herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order.

SEC. 3. Maximum prices-(a) Price sheets. The maximum prices for sales of the items covered by this order shall be those set forth in the accompanying price sheets which are annexed to and made a part of this order. Prices lower than the listed maximum prices may, of

course, be charged or paid.

(b) Delivery practices and charges. The prices established by this order include delivery within a radius of twentyfive miles of the seller's place of business. For delivery more than twenty-five miles from the seller's place of business, an additional charge of not more than ten cents (\$.10) per one thousand Board Feet may be made for each mile, or fraction thereof, by which the point of delivery exceeds twenty-five miles from the seller's place of business. No additional charge shall be made for the return trip. If the buyer chooses to make his own delivery, no reduction in price need be

(c) Discounts. Sellers shall maintain cash discount practices which are at least as favorable to purchasers as were those offered by such sellers in August, 1941. Such cash discount practices shall be applied to all maximum prices established by this order, regardless of whether the seller sold the particular item in August, 1941. For the purposes of this subsection, no discount of more than two percent (2%) shall be considered a cash discount.

Sec. 4. Adjustment. The maximum prices established by this order include all adjustments granted to sellers subject to area orders by the Office of Price Administration through October 15, 1946. (Refer to section 6 (b) of Basic Order No. 1-B.)

SEC. 5. Area covered. For the purposes of this order, Zone 9 consists of the Counties of Adair, Anderson, Barren, Bell, Boone, Bourbon, Boyle, Breckinridge, Campbell, Carroll, Casey, Clark, Clay, Clinton, Cumberland, Fayette, Franklin, Gallatin, Garrard, Grant, Green, Hancock, Harlan, Harrison, Henry, Jackson, Jessamine, Kenton, Henry, Jackson, Jessamine, Kenton, Knox, Larue, Laurel, Lincoln, Madison, Marion, McCreary, Meade, Mercer, Metcalfe, Monroe, Nelson, Oldham, Owen, Pendleton, Pulaski, Rockcastle, Russell, Scott, Shelby, Spencer, Taylor, Trimble, Washington, Wayne, Whitley, and Woodford in the State of Kentucky.

SEC. 6. Effective date. This order shall become effective October 31, 1946.

Issued: October 18, 1946

J. F. KESSEL, Regional Administrator.

These prices apply in the area specified in section 5 of this order. Size of sale is based on the total of all soft-wood lumber and hardwood flooring sold in one sale.

SHORTLEAF YELLOW PINE

[Price table per 1,000 board feet]

Applies to air-dried or kiln-dried boards, 4 to 20 feet long, surfaced on 1, 2, 3, or 4 sides to thickness shown, or surfaced on 2 sides and tongue-and-grooved or ship lapped. No additions to these prices may be made for grade-marking, anti-stain treatment, or sale of specific longths.

Nominal size	Thickness	Grade	Grade	Grade	Grade
	surfaced	No. 1	No.2	No.3	No. 4
1 x 2" and 1 x 3". 1 x 4". 1 x 6" and 1 x 7". 1 x 8" and 1 x 9". 1 x 5" and 1 x 10". 1 x 11".	2542" or 34"	(\$75 71 73 74 76 80 87	\$71 66 70 70 72 76 78	\$61 59 61 61 63 63 64	\$50 48 50 50 52 52 53

Additions and deductions per 1,000 board feet

Green, worked as above. From dry price for size and le, deduct \$4.

grade, deduct \$4.

2. Rough.—From dry price above for grade and size; for rough dry, deduct \$2; for rough green, deduct \$7.

3. Boards under \$4" thickness, surfaced 1 side, any edge working, graded after complete working and sold "on grade."—From the 23/2" surfaced dry price for width and grade:

Deduct-		
if dry	If green	
\$4	\$8 12	
11 14 17	15 18 22	
	if dry \$4 7 11 14	

4. Sates less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

5. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum milling and kiln drying charges."

6. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

7. Other boards.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine boards not priced above.

boards not priced above.

DIMENSION

[Price table per 1,000 board feet]

Applies to air-dried and kiln-dried lumber, 4 to 20 feet long, surfaced on 1, 2, 3, or 4 sides to 15%" thickness. No additions to these prices may be made for grade marking, anti-stain treatment, or because lumber is medium

	Lengths							
Nominal size	4' or 6'	8', 10' or 12'	9' or 14'	16'	18' or 20'			
	No. 1 grade, including medium grain or dense							
2 x 3" or 4" 2 x 5" 2 x 6" 2 x 8" 2 x 16" 2 x 12"	\$57 60 56 56 61 63	\$69 75 70 70 78 81	\$71 75 72 72 78 81	\$72 77 72 72 79 82	\$74 82 75 75 85 88			
	No. 2 grade, including medium grain or dense							
2 x 3" or 4" 2 x 5" 2 x 6" 2 x 8" 2 x 10"	\$56 52 52 54 57 58	\$67 68 66 68 72 73	\$68 68 68 69 72 73	\$69 68 68 69 72 75	\$72 73 71 73 77 80			

Additions and deductions per 1,000 board feet

- 1. No. 3 Grade, -From No. 2 grade price for size, deduct
- 1. No.3 tirdae,—From No. 8 state in the same as for air and kiln dried lumber.

 3. Rough green or rough dry.—From dry surfaced price for the same size and grade, deduct \$3.

 4. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased in percent.

- 10 percent.
 5. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum milling and kiln drying charges."
 6. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.
 7. Other dimension ilems.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine dimension not priced above.

PLANKS AND SMALL TIMBERS

[Price table per 1,000 board feet]

Applies to rough green lumber with no heart specifi-cation. No addition to these prices may be made for grade marking or anti-stain treatment.

Size	. No. 2 dense, No. 2 medium grain, No. 2 common (lengths)				quare und med quare sour	1 den e edge M. G ium g e edge id, No on (len	and , No. rain, and
12	8-20'	22'	24'	8-	20'	22'	24'
3 x 3" to 6 x 8"	\$70	\$81	\$87	-	\$72	\$84	\$91
Size	den 8. E No. den	se str . & S I stri	uctura uctura ., den ictura E. & i	se	S	ense se tructu length	ral
	8-20'	22'	2	4'	8-20	22'	24'
3 x 3" to 6 x 8"	\$80	\$9	2 \$	99	\$87	\$98	\$106

Additions and deductions per 1,000 board feet

1. Rough dry.—To rough green price above for grade and length: for air dried, add \$3; for kiln dried, add \$6.

2. Workings.—To rough price for grade, length, and condition, when: Surfaced on 1, 2, 3, or 4 sides, tongue-and-grooved or shiplapped, add \$3; Grooved on 2 edges, add \$5.

3. Sales less than \$7.70.

3. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased

\$7.50 the prices as determined above may be increased:
10 percent.
4. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and kiln drying charges."
5. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.
6. Other plank and timber items.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine planks and timbers not priced above.

[Price table per 1,000 board feet]

Applies to kiln-dried lumber, worked to 1" x 3" or 1" x 4" flooring, with plain ends, when sold in random lengths of 4 to 20 feet with standard grading rule restrictions on short lengths, or when sold in specific lengths of 7 to 20 feet. No addition to these prices may be made for grade marking. for grade marking.

Heart and grain specifica- tions	Grade "B" and better	Grade	Grade "D" or No. 2
Heart face: Edge grain Near-edge grain	\$132 123	\$113 103	\$89 84
Flat grain. No heart specification:	112	100	78
Edge grain Near-edge grain	116 106	105 95	80 74
Flat grain	101	95	72

Additions and deductions per 1,000 board feet

- Additions and deductions per 1,000 board feet

 1. Air dried.—From the kiln-dried price for the grade and other specifications, deduct \$1.

 2. 4, 5, and 6 foot lengths sold on specific length.—From the random length price for the grade and other specifications and condition: For "B" and better and "C", deduct \$20; for "D" or No. 2, deduct \$13.

 3. End matched.—To plain-end price for grade and other specifications, condition and length, add \$3.

 4. Bark back.—From price above for flooring free of bark back, deduct \$7.

 5. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

 6. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum milling and kiln drying charges".

 7. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

 8. Other flooring.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine flooring not priced above.

[Price table per 1,000 board feet]

Applies to kiln-dried lumber, 8 to 20 feet long surfaced on 4 sides to thickness indictaed. Prices apply whether or not lumber is grade marked or sold in specified or

Size	Thickness surfaced	Grade "B" and better	Grade "C"
1 x 2" or 3")2552")1}16" or 151e"	(\$101 99 104 110 117 121 139 122 120 120 120 126 132 137 155	\$95 93 96 103 106 110 124 108 105 106 113 115 120 133

Additions and deductions per 1,000 board feet

- Additions and deductions per 1,000 board feet

 1. Air dried, may be stained. From kiln-dried price for size and grade, deduct \$8.

 2. Air dried, no stain permitted. From kiln-dried price or size and grade, deduct \$5.

 3. Pough. Maximum prices are the same as for surfaced lumber of the same size and grade.

 4. 4 and 6 foot lengths. From 8-20 foot price for size, grade, and condition: For 1" thickness in widths of 6" or less deduct \$20; for 1" thickness when wider than 6", and all 54" and 64" thickness, deduct \$11.

 5. Sates less than \$7.50. When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

- 87.50 the prices as determined additions for workings to 10 percent.

 6. Workings. For permitted additions for workings to customer's order, see price sheet "Maximum milling and kiln-drying charges."

 7. Delivery. For permitted additions for delivery, see section 3 (b) of this order.

 8. Other finish. Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine finish not priced above.

DROP SIDING, CEILING, AND PARTITION

[Price table per 1,009 board feet]

Applies to kiln-dried lumber worked to pattern, with plain ends, when sold in random lengths of 4 to 20 feet with standard grading rule restrictions on short lengths, or when sold in specific lengths of 7 to 20 feet. No addition to these prices may be made for grade marking.

	in		ver
Pattern	Grade "B" and better	Grade "C"	Grade "D" or No. 2
	Dro	p Sie	ding
115, 117, 118, 119. All otherAll.	\$82 97 97 109	\$80 93 93 99	\$72 72 73 76
	Sta b "V face	ead o	or ur- or 2
***************************************	\$66 69 72 75	\$62 65 69 72	\$51 53 57 60
	88 89	84 85	67 68
	Pa	rtiti	on
	\$87 95	\$83 91	\$66 69
	115, 117, 118, 119. All otherAllAll	Pattern in 1,0 Pattern in 1,0 Pattern in 1,0 Dro Dro Dro 115, 117, 118, 119	Pattern

Additions and deductions per 1,000 board feet

- Air dried .- From the kiln-dried price for size, grade,

- 1. Air dried.—From the kiln-dried price for size, grade, and pattern, deduct \$1.

 2. 4, 5, and 6 foot lengths sold on specific length.—From the random length price for the size, grade, pattern, and condition: for "B" and better and "C." deduct \$12; for "D" and No. 2, deduct \$8.

 3. Sales less than \$7.50.—When the total sale is less than \$7.50, the price as determined above may be increased 10 percent.

 4. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum milling and kiln drying charges."

 5. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

 6. Other drop siding, ceiling, and partition.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine drop siding, ceiling, and partition not priced above.

Maximum Milling and Kiln Drying Charges Applicable in All Areas Covered by Order No. G-9 Under Revised General Order No. 65

1. Basic workings. When a distribution yard is required to perform workings, the following additions per one thousand feet, board measure, may be made to the maximum price of the most economical size from which the desired item may be obtained, Provided:

a. The end product is not a standard size, or a size reasonably similar thereto, as shown in the applicable mill regulation (Example: If a yard reasonably similar" to standard thickness of 25½2"); or b. The end product is thicker than 2", wider than 12" or longer than 22".

MAXIMUM ADDITIONS PER 1,000 FEET, BOARD MEASURE

	4/4, 5/4, 6/4	2"	3" and 4"	5" x 5" to 8" x 8"	6" x 10" and larger	Minimum charge
S18, S28, S38 or S48. D & M, shiplap, grooved or beveled sleepers Drop siding or ceiling	\$6.00 7.00 7.00	\$5, 00 6, 00 6, 00	\$6, 00 7, 00	\$6, 00 10, 50	\$8. 00 10. 00	\$1. 50 1. 70 1. 70
Ortgauging or special patterns Crosscutting	15.00 2.50	15.00 2.50	15.00 2.50	15.00 3.50	15.00 4.00	3. 7 . 5
Ripping	3. 50 5. 00	3. 50 5. 00	3. 50 5. 00	5. 00	6.00	1.0

Notes: (1) Where the total charge calculated on a thousand feet, board measure, is less than the minimum shown in the table, the minimum charge may be added.

(2) The cross-cutting addition may be made only as many times as are necessary to produce the desired length from the shortest standard multiple of that length in the size and grade required.

The final cost including cross-cutting and waste, may not exceed the most economical cost of producing the required length

required length.
(3) The total charge for ripping and resawing may not include additions for more than three rips, and/or resaws.

Include additions for more than three rips, and/or resaws.

2. Kiln-drying. For kiln-drying, done at the yard, an addition of double the addition permitted by the applicable direct-mill regulation may be made.

3. Custom milling or kiln-drying. Where the required working or kiln-drying cannot be performed by the distribution yard making the sale because it does not have the necessary facilities, the yard may add to the maximum price of the original size, the actual cost of having the working or drying performed at a custom establishment provided the end product produced is a non-standard size or an item larger than boards or dimension. If the distribution yard has the facilities to perform the required workings or drying, the maximum charges in paragraphs (1) and (2), above, apply. If the end product is a standard or near standard size of boards or dimension, no additions may be made and the maximum price must be computed on the basis of the item produced.

No additions may be made for transportation to or from the custom establishment.

[F. R. Doc. 46-20430; Filed, Nov. 15, 1946; 8:53 a. m.]

[Region III Rev. Order G-1 Under MPR 251]

RE-SIDING IN DETROIT, MICH., AREA

For the reasons set forth in an accompanying opinion, which has been filed with the Division of the Federal Register, and under the authority vested in the Administrator of Region III of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, and pursuant to the provisions of Regional Basic Order No. 1-B under Revised Maximum Price Regulation No. 251, this order is issued:

SECTION 1. What this order does. This adopting order established dollar-andcents maximum prices for the composition and asbestos-cement siding materials specified in section 4 hereof, when sold installed on residential structures in the Detroit, Michigan, Area.

SEC. 2. Area covered. For the purposes of this order, the "Detroit, Michigan, Area" consists of the Counties of Clinton, Eaton, Ingham, Jackson, Hillsdale, Lenawee, Livingston, Macomb, Monroe, Oakland, St. Clair, Washtenaw, and Wayne in the State of Michigan.

SEC. 3. Applicability of Basic Order No. 1-B. All the provisions of Basic Order No. 1-B, consistent with this Adopting Order, No. G-1, are hereby adopted by, and incorporated by reference into, this order and are just as much a part of

this order as though fully rewritten herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order. All persors subject to this adopting order are also subject to, and should read and be familiar with, the provisions of Basic Order No. 1-B.

SEC. 4. Maximum prices. The maximum prices for the specified re-siding material on an installed basis shall be as follows:

Asbestos-cement siding of standard surface hardness; 12 in. x 24 or Per sq. \$28.35 12 in. x 27 in.: Installed over backer board_ Installed without backer board 27.35 Insulated brick or insulated stone siding 14% in. x 43% in., 13% x 431/8 in. or 14 in. x 43 in. (fibre insulation base) __

The above maximum prices include related materials and services as the term is defined in Section 11 of Basic Order No. 1-B under Section 9 of Revised Maximum Price Regulation No. 251.

SEC. 5. Effective date. This revised Order No. G-1 shall become effective September 5, 1946.

Issued: August 22, 1946.

JOHN F. KESSEL, Regional Administrator.

Opinion Accompanying Revised Order No. G-1 Under Section 9 of Maximum Price Regulation No. 251

The accompanying order revises Order No. G-1 under section 9 of Revised Maximum Price Regulation No. 251 to make it an adopting order under Basic Order No. 1-B under Revised Maximum Price Regulation No. 251.

The accompanying order, in making the above mentioned change, adds these further requirements: An itemized statement of all work to be performed, which is subject to the order, shall be included in all contracts; sellers must give final itemized statements of work actually done; records of sales must be kept; provisions regarding lump sum contracts must be adhered to. All of these provisions are contained in Basic Order No. 1-B, the opinion to which is hereby incorporated by reference into this opinion.

In the opinion of the Regional Administrator, the provisions of the accompanying order are fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and General Order No. 68, as amended.

[F. R. Doc. 46-20250; Filed, Nov. 15, 1946; 8:58 a. m.]

[Region III Order G-14 Under Rev. Gen. Order 651

PONDEROSA PINE, LUMBER AND LUMBER PRODUCTS IN CLEVELAND REGION

Pursuant to the provisions of Revised General Order No. 65 and of Regional Basic Order No. 1-B under Revised General Order No. 65, this order is issued:

SECTION 1. What this order does. This adopting order establishes dollarsand-cents maximum prices for "retailtype" sales of the items of the ponderosa pine lumber and lumber products listed in the accompanying price sheets when sold out of distribution yard stock by lumber distribution yards located in Zone 14.

SEC. 2. Applicability of Basic Order No. 1-B. All the provisions of Basic Order No. 1-B under Revised General Order No. 65, consistent with this Adopting Order No. G-14 are hereby adopted by, and incorporated by reference into, this order as though fully re-written If Basic Order No. 1-B is herein. amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order.

SEC. 3. Maximum prices-(a) Price sheets. The maximum prices for sales of the items covered by this order shall be those set forth in the accompanying price sheets which are annexed to and made a part of this order. Prices lower than the listed maximum prices may, of course, be charged or paid.

(b) Delivery practices and charges. The prices established by this order include delivery within a radius of twenty-five miles of the seller's place of For delivery more than business. twenty-five miles from the seller's place of business, an additional charge of not more than ten cents (\$0.10) per one thousand board feet may be made for each mile, or fraction thereof, by which the point of delivery exceeds twenty-five miles from the seller's place of business. thousand board feet may be made for the return trip. If the buyer chooses to make his own delivery, no reduction in price need be made.

(c) Discounts. Sellers shall maintain cash discount practices which are at least as favorable to purchasers as were those offered by such sellers in August 1941. Such cash discount practices shall be applied to all maximum prices established by this order, regardless of whether the seller sold the particular item in August 1941. For the purposes of this subsection, no discount of more than two percent (2%) shall be considered a cash discount.

SEC. 4. Adjustment. The maximum prices established by this order include all adjustments granted to sellers subject to area orders by the Office of Price Administration through October 15, 1946.

(Refer to section 6 (b) of Basic Order No. 1-B.)

SEC. 5. Area covered. For the purposes of this order, Zone 14 consists of the State of Ohio; the State of Indiana, except Lake County; and all of that part of the State of Michigan known as the Lower Peninsula.

SEC. 6. Effective date. This order shall become effective October 31, 1946.

Issued: October 18, 1946.

J. F. KESSEL, Regional Administrator.

These prices apply in the area specified in section 5 of this order. Size of sale is based on the total of all soft-wood lumber and hardwood flooring sold in one sale;

PONDEROSA PINE

BOARDS

[Price table per 1,000 feet surface measure]

Applies to air-dried or kiln-dried boards, in random or specified lengths of 6 feet and longer, surfaced to thickness indicated on 1, 2, 3, or 4 sides or on 1 or 2 sides and shiplapped.

	mu.			ling feet	over
Nominal size	Thickness surfaced	Grade No. 1	Grade No. 2	Grade 1	Grade No. 4
1 x 4" and 1 x 6" 1 x 8" 1 x 10" 1 x 12" 1 x 14" 1 x 16" 1 x 18" 34 x 4" 34 x 6" 34 x 8" 34 x 12" 1 34 x 4" 1 34 x 8" 1 34 x 8	34"	\$106 106 107 114 119 124 130 102 102 103 110 93 93 93 94 99		\$84 82 82 82 90 93 96 80 80 79 79 73 73 72 72	\$70 72 72 72 77 77 77 66 67 68 68 68 61 62 63 63

	mulatura	Sales totaling 1,000 feet or less				
Nominal size	Thickness surfaced	Grade No. 1	Grade No. 2	Grade No. 3	Grade No. 4	
1 x 4" and 1 x 6" 1 x 8" 1 x 10" 1 x 12" 1 x 14" 1 x 16" 1 x 18" 9 x x 4" 9 x x 10" 9 x x 10" 1 x 16 x 6" 1 x 16 x 10"	2552"{ 2552"	\$113 114 121 126 131 137 109 109 110 117 100 100 101 106	114 120 100 99 97 97 100 92	\$96 94 94 102 105 108 92 92 91 91 85 84 84	84 84 84 89 89 78 79 80 80 80	

Additions and deductions per 1,000 eet surface measure

1. Green, surfaced as above.—The maximum price is the same as for dry surfaced boards in the same grade and

size.

2. Full 1" thickness, rough.—To the dry surfaced price for the size in *2542" thickness: if rough dry, add \$3; if rough green, add \$5.

3. 1 x 4" and wider in No. 4 grade, dry, surfaced to *25 *2". The maximum price for 1,000 feet surface measure is \$70.

4. Standard patterns, machine run of product.—To dry surfaced price for the grade, condition, and size from which most economically developed: for drop siding and orn cribbing, dry, add \$6; for dressed and matched, dry, add \$2; tor all other standard patterns, dry, add \$2; no addition for shiplap and beaded shelving.

5. Surface measure.—Is based on nominal size, and for 1" nominal thickness is the same as board measure.
6. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.
7. Workings.—For permitted additions for workings to customer's order, see price sheet. "Maximum Milling and Klin Drying Charges."
8. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.
9. Other boards.—Continue to compute maximum prices under 2d RMPR 215 on ponderosa pine boards not priced above.

DIMENSION

[Price table per 1,000 board feet, sealed on nominal 2" thickness!

Applies to air-dried or kiln-dried lumber, in random or specified lengths of 6 feet and longer, surfaced to 1%6'' on 1 side and 1 edge or on 4 sides.

		totalin ,000 fee			totalin et or le	g 1,000 ss
Nominal size	Grade No. 1	Grade No. 2	Grade No. 3	Grade No. 1	Grade No. 2	Grade No. 3
2 x 4"	\$76 74 74 74 74 74	\$72 71 71 71 71 71	\$59 58 58 58 58 58	\$87 85 85 85 85 85	\$83 82 82 82 82 82 82	\$70 69 69 69 69

Additions and deductions per 1,000 board feet

1. Green, surfaced as above.—To the dry surfaced price for the size and grade, add \$6.

2. Rough.—To the dry surfaced price for the grade and size: if rough dry, add \$8; if rough green, add \$13.

3. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

4. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."

5. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

6. Other dimension items.—Continue to compute maximum prices under 2d RMPR 215 on ponderosa pine dimension not priced above.

[Price table per 1,000 board feet]

Applies to air-dried or kiln-dried lumber, in random lengths of 6 feet and longer, surfaced on 2 or 4 sides to thickness indicated.

			s tota 1,000	
Nominal size	Thickness surfaced	Grade 1 and 2 clear or "B" and better selects	Grade "C" selects	Grade "D" selects
1 x 2" 1 x 3" 1 x 4" 1 x 5" 1 x 6" 1 x 10" 1 x 10" 1 x 12" RW 1 x 13" and wider RW 1 x 4" and wider	2552"	(\$139 139 134 142 134 (xxxx 139 142 169 169 142	\$133 129 136 129 xxx 133 136 163 163 136	\$114 114 110 117 110 xxx 114 117 137 137
5/4 and 6/4 x 22" 5/4 and 6/4 x 4" 5/4 and 6/4 x 4" 5/4 and 6/4 x 5" 6/4 and 6/4 x 6" 5/4 and 6/4 x 10" 5/4 and 6/4 x 12" 5/4 and 6/4 x 12" 5/4 and 6/4 x 13" and wider.	11/16" or 15/16"-	151 151 147 161 147 xxx 154 161 175 175	142 142 138 152 138 xxx 145 152 167 167	122 122 118 132 118 xxx 125 132 147 147 118

FINISH-continued [Price table per 1,000 board feet]

			s tota feet o	
Nominal size	Thickness surfaced	Grade 1 and 2 clear or "B" and better selects	Grade "C" selects	Grade "D" selects
1 x 2" 1 x 3" 1 x 4" 1 x 5" 1 x 6" 1 x 10" 1 x 12" 1 x 12" 1 x 13" and wider 1 x 12" 1 x 14" and wider 1 x 13" and 6/4 x 2" 1 x 14" and 6/4 x 5" 1 x 14 and 6/4 x 5" 1 x 15 and 6/4 x 5" 1 x 15 and 6/4 x 10" 1 x 12" 1 x 13" and wider 1 x 13" 1 x 14" 1 x 15" 1 x 14" 1 x 15" 1 x 15)2552"	(\$149 149 144 152 144 xxxx 149 152 179 179 179 175 161 161 157 xxxx 164 171 185	\$143 143 139 146 139 xxx 143 146 173 173 146 152 152 148 162 148 177 177	\$124 124 120 127 120 127 120 XXX 124 127 147 147 147 132 132 128 XXX 142 128 XXX 135 142 157

Additions and deductions per 1000 board feet for dry surfaced lumber

1. 8/4 thickness.—To the 6/4 price for the grade and size; add \$7.

2. Specified lengths.—To the random length price for the grade and size: for 4/4 thickness, a to 16 feet long, no addition; for 4/4 thickness, 18 and 20 feet long, add \$11; for 5/4 and 6/4 thickness, 6 to 16 feet long, no addition; for 5/4 and 6/4 thickness, 18 and 20 feet long, add \$11.

addition; for 5/4 and 6/4 thickness, 18 and 20 feet long, add \$11.

3. Stained selects.—From the price for the size and length, if without stain it would grade out: "B" and Better, deduct \$7 from the grade "B" and better price; "C" or "C" and better, deduct \$7 from the grade "C" price; "D" or "D" and better, deduct \$7 from the grade "D" price.

4. Pickly selects.—From the price for the size and length in grade "D" selects, deduct \$14.

5. Specified widths wer 18".—To the 12" price for the grade and length: add \$3 for each inch over 12" in width.

6. Standard patterns of casing and base, jambs, still stock, pulley stiles, and nosed stepping.—To the surfaced 4-sides price for the grade, size, and length, add \$7.

7. Beaded shelving.—Same price as for surfaced 4 sides.

8. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

9. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum milling and kiln drying charges."

10. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

11. Other finish.—Continue to compute maximum prices under 2d RMPR 215 on ponderosa pine finish not priced above.

PONDEROSA PINE, IDAHO WHITE PINE, ENGLEMAN SPRUCE, LODGEPOLE PINE, AND INLAND RED CEDAR

[Price table per 1,000 feet surface measure]

Applies to air-dried or kiln-dried bevel siding \(\frac{7}{6}'' \) thick at one edge and \(\frac{3}{16}'' \) thick at the other edge, in random lengths of 3 to 20 feet with not over 20% under \(\text{9 feet (grade "E"—not over 35%)}. \)

		Sale	1,000	ling o	over
Nominal width	Actual width	Grade "B" and better	Grade "C"	Grade "D"	Grade "E"
		P	onder	osa pi	ine
4'' 5''	3½"	\$70 74 71	\$67 71 68	\$57 62 59	\$47 xxx 46
		Ida	aho w	hite p	ine
4"	3½" 4½" 5½"	\$77 80 77	\$72 75 73	\$61 64 61	\$49 xxx 45

BEVEL SIDING-continued [Price table per 1,000 feet surface measured]

THE REAL PROPERTY.		Sale	s tota	ling 1 or less	,000
Nominal width	Actual width	Grade "B" and better	Grade "C"	Grade "D"	Grade "E"
		P	onder	osa pi	ne
4'' 5''	3½" 4½" 5½"	\$75 79 76	\$72 76 73	\$62 67 64	\$52 xxx 51
		Ida	aho w	hite p	ine
4" 5"	3½"	\$82 85 82	\$77 80 78	\$66 69 66	\$54 xxx 50

Additions and deductions per 1,000 board feet

1. Engleman spruce, 'lodgepole pine, and inland red cedar. — From the price for the size and grade in ponderosa pine, deduct \$6.

2. Restricted readom lengths of 9 feet and more. — To the 3-to-20 feet random length price for the size, grade, and species, add \$4.

3. Sales less than \$7.50. — When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

4. Workings. — For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kinn Drying Charges."

5. Delivery. — For permitted additions for delivery, see section 3 (b) of this order.

6. Other bevel siding. — Continue to compute maximum prices under 2d RMPR 215 on bevel siding in these species not priced above.

MAXIMUM MILLING AND KILN DRYING CHARGES APPLICABLE IN ALL AREAS COVERED BY ORDER NO. G-14 UNDER REVISED GENERAL ORDER NO. 65

1. Basic Workings. When a distribution yard is required to perform workings, the following additions per one thousand feet, board measure, may be made to the maximum price of the most economical size from which the desired item may be obtained, Providet.

a. The end product is not a standard size, or a size reasonably similar thereto, as shown in the applicable mill regulation (Example: If a yard resaws 2" x 6" 548 and the end product is a board 23%2" thick, this is a size "reasonably similar" to standard thickness of 23%2"); or

b. The end product is thicker than 2", wider than 12" or longer than 22".

MAXIMUM ADDITIONS PER ONE THOUSAND FEET, BOARD MEASURE

	4/4",5/4", 6/4"	2"	3" and 4"	5" x 5" to 8" x 8"	6" x 10" and larger	Minimum charge
S1S, S2S, S3S or S4S. D&M, shiplap, grooved or beveled sleepers. Drop siding or celling	\$6.00 7.00 7.00	\$5.00 6.00 6.00	\$6.00 7.00	\$6.00 10.50	\$8.00 10.00	\$1.50 1.75 1.75
Outgauging or special patterns	15, 00 2, 50 3, 50	15.00 2.50 3.50	15.00 2.50 3.50	15.00 3.50	15.00 4.00	3.75 .50 .75
Resawing	5, 00	5.00	5.00	5.00	6.00	1.00

Note 1: Where the total charge calculated on a thousand feet, board measure, is less than the minimum shown in the table, the minimum charge may be added.

Note 2: The cross-cutting addition may be made only as many times as are necessary to produce the desired length from the shortest standard multiple of that length in the size and grade required. The final cost including cross-cutting and waste, may not exceed the most economical cost of producing the required length.

(3) The total charge for ripping and resawing may not include additions for more than three rips, and/or resaws.

include additions for more than three rips, and/or resews.

2. Kiln-drying. For kiln-drying, done at the yard, an addition of double the addition permitted by the applicable direct-mill regulation may be made.

3. Custom milling or kiln-drying. Where the required working or kiln-drying cannot be performed by the distribution yard making the sale because it does not have the necessary facilities, the yard may add to the maximum price of the original size, the actual cost of having the working or drying performed at a custom establishment provided the end product produced is a non-standard size or an item larger than boards or dimension. If the distribution yard has the facilities to perform the required workings or drying, the maximum charges in paragraphs (1) and (2), above, apply. If the end product is a standard or near standard size of boards or dimension, no additions may be made and the maximum price must be computed on the basis of the item produced.

No additions may be made for transportation to or from the custom establishment.

[F. R. Doc. 46-20249; Filed, Nov. 15, 1946; 8:59 a. m.]

[Region III Order G-67 Under RMPR 251]

REPOOFING AND RE-SIDING IN OWENSBORO, KY., AREA

Under the authority vested in the Regional Administrator of the Office of Price Administration by Section 9 of Revised Maximum Price Regulation No. 251, and pursuant to the provisions of Regional Basic Order No. 1-B under Revised Maximum Price Regulation No. 251, this order is issued:

SEC. 1. What this order does. This adopting order establishes dollars-andcents maximum prices for the composition roofing and siding materials and asbestos-cement siding materials specified in section 4, hereof, when sold installed on residential structures in the Owensboro, Kentucky Area.

SEC. 2. Area covered. For the purposes of this order, the "Owensboro, Kentucky, Area" consists of the Counties of Daviess, Hancock, Henderson, McLean, Ohio, Union, and Webster in the State of Ken-

SEC. 3. Applicability of Basic Order No. No. 1-B. All the provisions of Basic Order No. 1-B, consistent with this Adopting Order, No. G-67, are hereby adopted by, and incorporated by reference into, this Order and are just as much a part of this order as though fully re-written herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order. All persons subject to this adopting order are also subject to, and should read and be familiar with, the provisions of Basic Order No. 1-B.

SEC. 4. Maximum prices-(a) Re-roofing. The maximum prices for the specifled re-roofing material on an installed basis shall be as follows:

TABLE I

	For 1- story struc- ture	For 2- story struc- ture
12 in. (3 in line) asphalt strip shingles, 210 lbs, per square	Per sq. \$10.85	Per sq. \$11.85
11½ in, hexagon asphalt strip shingles, 167 lbs. per square	9. 50	10.50
Roll roofing, mineral surface, 90 lbs. per square	6. 50	7.00
Roll roofing, mineral surface, staggered edge, 105 lbs. per square	7. 25	7, 75

The above maximum prices include related materials and services as defined in section 11 of Basic Order No. 1-B.

When any of the above roofing materials are installed on residential structures beyond the limits of the county wherein the seller's place of business is located, said seller may charge not more than one dollar (\$1.00) per square in addition to the maximum price set forth in Table I. above.

When any of the above roofing materials are installed over a tin roof, an extra charge not exceeding two dollars (\$2.00) per square may be added to the maximum price set forth in Table I,

(b) Re-siding. The maximum prices for the specified re-siding materials on an installed basis, shall be as follows:

TABLE II

Asbestos-cement siding, standard surface hardness, standard colors, 12 per \$q. in. x 24 in. or 12 in x 27 in... \$22.35

Insulated brick siding, 143% in. x 43% in., 13% in. x 43% in., or 14 in. Composition roll brick siding_____

The above prices include all related materials and services as defined in sec-

tion 11 of Basic Order No. 1-B under Revised Maximum Price Regulation No. 251.

When any of the above siding materials are installed on residential structures beyond the limits of the county wherein the seller's place of business is located, said seller may charge not more than one dollar and a half (\$1.50) per square in addition to the maximum price set forth in Table II, above.

SEC. 5. Effective date. This Order No. G-67 shall become effective November 4, 1946.

Issued: October 21, 1946.

JOHN F. KESSEL, Regional Administrator.

[F. R. Doc. 46-20252; Filed, Nov. 15, 1946; 8:57 a. m.]

[Region III Order G-45 Under Gen. Order 68] HARD BUILDING MATERIALS IN BLUEFIELD, W. VA., AREA

Pursuant to the provisions of General Order No. 68 and of Regional Basic Order No. 1-B under General Order No. 68, this order is issued:

Section 1. What this order does. This adopting order establishes dollars-and-cents maximum prices for the hard building materials listed in Table I, hereof, when sold at retail at or from any point within the Bluefield, West Virginia, Area.

SEC. 2. Area covered. For the purposes of this order, the "Bluefield, West Virginia, Area" consists of the Counties of Boone, Logan, Mercer, McDowell, Mingo, and Wyoming in the State of West Virginia.

SEC. 3. Applicability of Basic Order No. 1-B. All the provisions of Basic Order No. 1-B, consistent with this Adopting Order No. G-45, are hereby adopted by, and incorporated by reference into, this order as though fully re-written herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order.

All persons subject to this adopting-order are also subject to, and should read and be familiar with, the provisions of Basic Order No. 1-B.

Sec. 4. Maximum prices—(a) Price list. The maximum prices for hard building materials covered by this order shall be those set forth in Table I, which is annexed to, and made a part of, this order. Prices lower than the listed maximum prices may, of course, be charged or paid.

(b) Delivery. (i) The prices set forth in Table I, above, include free delivery to any point within a radius of ten miles of the seller's place of business.

(ii) Delivery of items covered hereby to points beyond the seller's free delivery zone, described in (i) above, shall be at rates not exceeding the rates charged by the seller for the same or similar delivery service in March 1942.

(iii) No deduction need be made from the prices set forth in Table I, hereof, where the purchaser elects to make his

own delivery.

(c) Discounts. The prices listed in Table I, hereof, are subject to the same allowances and discounts as the seller granted in March 1942.

SEC. 5. Relation to Order No. G-45. Subject to the provisions of Supplementary Order No. 40, this Revised Order No. G-45 replaces and supersedes Order No. G-45, which is hereby revoked.

SEC. 6. Effective date. This Revised Order No. G-45 shall become effective November 8, 1946.

Issued: October 25, 1946.

HENRY J. ZETZER,
Acting Regional Administrator.

The prices listed in this order include all increases granted to resellers by the Office of Price Administration through August 8, 1946. (See section 6 (b) of Basic Order No. 1-B.)

Table I of Revised Order No. G-45 Under General Order No. 68 Maximum Delivered Prices for Retail Sales of Listed Hard Building Materials in the Bluefield, West Virginia Area

WEST VIRGINIA AREA	
	Maximum
Commodity and unit	price
Plaster, hard wall, ton	. \$22.40
Plaster, hard wall, 100 lb. bag	
Plaster, gauging, white, ton Plaster, gauging, white, 100 lb. bag_	. 50.00
Plaster, gauging, white, 100 lb. bag.	2.55
Plaster, moulding, ton	
Plaster, moulding, 100 lb, bag	2.55
Keene's cement, 100 lb. bag	
Lime, finishing, 50 lb. bag Gypsum lath, % in., 1,000 sq. ft	28.00
Metal lath, 2.2 lb., painted diamond	
mesh, sq. vd	2565
Metal lath, 2.5 lb., painted diamond	1
mesh, sq. vd	2788
Metal lath, 3.4 lb., painted diamond	000
mesh, sq. yd	336
Metal lath, 2.75 lb., flat rib painted	
sq. yd	
painted, sq. yd	. 3933
Metal lath, corner bead, expanded	+
type, lin, ft	04
Portland cement, paper bag, 94 lb	
bag	865
Masonry mortar, paper sacks, 70 lb	
bag	
Mason's hydrated lime, 50 lb. bag	
Clay drain tile, 3 in., lin. ft Clay drain tile, 4 in., lin. ft	. 0933
Clay drain tile 6 in lin ft	. 1616
Clay drain tile, 6 in., lin. ft Vitrified clay sewer, No. 188, 4 in	
pipe, lin. ft	. 2086
pipe, lin. ft	
pipe, lin, ft	. ,33 °
Flue lining, 9 in, x 9 in., lin, ft	4172
Flue lining, 9 in. x 13 in., lin ft	66
Flue lining, 13 in. x 13 in., lin. ft	. 825
Gypsum wallboard, % in., 1,000 sq	
Gypsum wallboard, ½ in., 1,000 sq	
ft	. 43.00
Gypsum sheathing, 1/2 in., 1,000 sq	
IU	. 40.00
Asphalt roofing, 90 lb., mineral sur-	0.00
face, roll 108 sq. ft	2.98
Asphalt or tarred felt, 15 lb., roll	2.78
Asphalt or tarred felt, 30 lb., roll	
216 sq. ft	
Thermal insulation blankets (pa-	
per backed) medium, 1,000 sq. ft.	
Thermal insulation blankets (pa-	
per backed) thick, 1,000 sq. ft	. 65.00
Thermal insulation batts (paper	
backed), 2 in, thick, 1,000 sq. ft.	
Thermal insulation batts (paper	
backed), full thick, 1,000 sq. ft	
Asphalt shingles, 210 lb. (3 in 1)	
thickbutt, 100 sq. ft	6.82
Asphalt shingles, 165 lb., 2 tab hexa-	E 05
gon, 100 sq. ft	5.35
Fibre insulation board, 2562 in, as	
phalt sheathing, 1,000 sq. ft	10.00
Fibre insulation board, 1/2 in.	48.00
standard, 1,000 sq. ft	
in, or 27 in., standard colors, 100	0
sq. ft	8.82
Hard density synethetic fibre board	
1/8 in., tempered, 1,000 sq. ft	
Hard density synthetic fibre board	
1/8 in., tempered, sq. ft	
The state of the s	South to

Delivery. (1) The prices set forth in

Table I, above, include free delivery to any

point within a radius of ten miles of the seller's place of business.

seller's place of business.

(2) Delivery of items covered hereby to points beyond the seller's free delivery zone, described in (1) above, shall be at rates not exceeding the rates charged by the seller for the same or similar delivery service in March 1942.

(3) No deduction need be made from the prices set forth in Table I, above, where the purchaser elects to make his own delivery.

[F. R. Doc. 46-20428; Filed, Nov. 15, 1946; 8:56 a. m.]

[Region VI Order G-4 Under 3 (e)]
WILSON CABINET CO. AND GROOM DISTRIB-UTING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.3 (e) (2) of the General Maximum Price Regulation, It is hereby ordered:

(a) This order shall apply to all sales by the Groom Distributing Company, Des Moines, Iowa (hereinafter referred to as the "distributor") of farm freezers, model numbers FF15, FF22, FF25, FF30, FF44, and FF60, manufactured by Wilson Refrigeration, Inc., Division of Wilson Cabinet Company, Smyrna, Delaware (hereinafter referred to as the "manufacturer") and to all retail dealers who purchase these commodities from the distributor and whose establishments are located within the areas of Region VI of the Office of Price Administration, which includes the States of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, and Lake County, Indiana.

(b) The maximum prices for all sales by the distributor and by all retail dealers covered by this order of farm freezers specified below manufactured by Wilson Refrigeration, Inc., shall be as follows:

Model	Identification	Groom distrib- uting Co. max- imum prices to dealers	Retail dealers' max- imum prices to con- sumers
FF15	Reach-in farm freezer, in- cluding condensing unit	Warran in	
FF22	thereof	\$310.00	\$516.66
FF25	ing unit thereof. Reach-in farm freezer, in- cluding condensing unit	412.00	686. 67
FF30	Sectional reach-in farm freezer, including condens-	420.00	700.00
FF44	ing unit thereof	462.00	770.00
FF60	ing unit thereof	642.00	1, 070. 00
	ing unit thereof	752, 00	1, 253. 33

To the above maximum prices the distributor and the retail dealers covered by this order may add the actual amount of freight cost paid by them for transportation of the farm freezers specified herein to their respective business establishments; Provided, however, That in no event may the transportation charges ex-

ceed the legally established common carrier rate.

(c) At the time of or prior to the first invoice to the retail dealer, the distributor must furnish each such purchaser with a copy of this order.

(d) Definition. Retail dealer is any person who purchases farm freezers subject to this order from the distributor and sells them to an ultimate consumer.

This order may be amended, modified, or revoked at any time.

This Order No. G-4 shall become effective on the 28th day of October 1946.

Issued this 24th day of October 1946.

EARL W. CLARK, Regional Administrator.

Opinion Accompanying Order No. G-4 Under § 1499.3 (e) (2) of the General Maximum Price Regulation

Under the terms of § 1499.3 (e) (2) of the General Maximum Price Regulation, the Regional Administrator is authorized to issue orders establishing maximum prices or pricing methods for sale or resale by any seller within the region whose maximum price would otherwise be established under paragraph (a) or (c) of this section of the General Maximum Price Regulation.

On February 20, 1945, an order was issued by the Office of Price Administration in Washington establishing maximum prices for sales of farm freezers to distributors and to dealers by the Wilson Refrigeration, Inc., a Division of the Wilson Cabinet Company, Smyrna, Delaware (hereinafter referred to as the "manufacturer"). This order established maximum prices for sales by the manufacturer but did not authorize maximum prices for resale by the Groom Distributing Company, Des Moines, Iowa (hereinafter referred to as the "distributor") or to retail dealers who purchase from the Groom Distributing Company. Subsequently, the Des Moines District Office of the Office of Price Administration received 17 formal applications from retail dealers requesting the establishment of maximum prices for sales and deliveries of farm freezers manufactured by the Wilson Refrigeration, Inc., and distributed to them by the Groom Distributing Company.

In processing these applications, this Office found that maximum prices could not be established under either paragraph (a) or (b) of section 2 or paragraph (a) of section 3 of the General Maximum Price Regulation because neither the distributor, retail dealers, nor closely competitive sellers sold the same or similar items in March 1942 nor did any of them sell items which meet the definition of a comparable item as defined under section 3 (a) of the General Maximum Price Regulation.

Accordingly, this Office finds that a regional order is necessary to establish maximum prices for the distributor and its retail dealers throughout Region VI. The accompanying order, therefore, because of the absence of information of prices for comparable commodities establishes maximum prices on the basis of the average current cost of acquisition of the commodities, plus the average mark-up as was in effect on March 31, 1946, in accordance with the provisions of section 2 (t) of the Emergency Price Control Act of 1942, as amended.

All provisions of this order and their effect upon business practices, cost practices, or methods, or means or aids to distribution in the industry or industries affected have been carefully considered. No provisions which might have the effect of requiring a change in such practices, means, aids, or methods established in the industry or industries affected, have been included in the order unless such provisions have been found necessary to achieve effective price control and to prevent circumvention or evasion of the order or of the act. To the extent that the provisions of this order compel or may operate to compel changes in business practices, cost practices or methods, or means or aids to distribution established in the industry or industries affected, such provisions are necessary to prevent circumvention or evasion of this order or of the Emergency Price Control Act of 1942, as amended.

[F. R. Doc. 46-20427; Filed, Nov. 15, 1946; 8:56 a. m.]

|Region III Order G-1 Under Rev. Gen. Order 651

SHORTLEAF YELLOW PINE LUMBER AND LUM-BER PRODUCTS IN CLEVELAND, OHIO, AREA

Pursuant to the provisions of Revised General Order No. 65 and of Regional Basic Order No. 1-B under Revised General Order No. 65, this order is issued:

Section 1. What this order does. This adopting order establishes dollars-andcents maximum prices for "retail-type" sales of the items of the shortleaf yellow pine lumber and lumber products listed in the accompanying price sheets when sold out of distribution yard stock by lumber distribution yards located in Zone 1.

SEC. 2. Applicability of Basic Order No. 1-B. All the provisions of Basic Order No. 1-B under Revised General Order No. 65, consistent with this Adopting Order No. G-1 are hereby adopted by, and incorporated by reference into, this order as though fully re-written herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order.

SEC. 3. Maximum prices—(a) Price sheets. The maximum prices for sales of the items covered by this order shall be those set forth in the accompanying price sheets which are annexed to and made a part of this order. Prices lower than the listed maximum prices may, of course, be charged or paid.

(b) Delivery practices and charges. The prices established by this order include delivery within a radius of twentyfive miles of the seller's place of business. For delivery more than twentyfive miles from the seller's place of business, an additional charge of not more than ten cents (\$.10) per one thousand board feet may be made for each mile, or fraction thereof, by which the point of delivery exceeds twenty-five miles

from the seller's place of business. additional charge shall be made for the return trip. If the buyer chooses to make his own delivery, no reduction in price need be made.

(c) Discounts. Sellers shall maintain cash discount practices which are at least as favorable to purchasers as were those offered by such sellers in August, 1941. Such cash discount practices shall be applied to all maximum prices established by this order, regardless of whether the seller sold the particular item in August, 1941. For the purposes of this subsection, no discount of more than two percent (2%) shall be considered a cash discount.

SEC. 4. Adjustment. The maximum prices established by this order include all adjustments granted to sellers subject to area orders by the Office of Price Administration through October 1946. (Refer to section 6 (b) of Basic Order No. 1-B.)

SEC. 5. Area covered. For the purposes of this order, Zone 1 consists of the Counties of Alger, Baraga, Chippewa, Delta, Dickinson, Gogebic, Houghton, Iron, Keweenaw, Luce, Mackinac, Mar-quette, Menominee, Ontonagon, and Schoolcraft in the State of Michigan.

SEC. 6. Effective date. This order shall become effective October 31, 1946.

Issued: October 15, 1946.

J. F. KESSEL, Regional Administrator.

Prices in these tables apply in the area specified in section 5 of this order. Size of sale is based on the total of all softwood lumber and hardwood flooring sold in one

SHORTLEAF YELLOW PINE BOARDS

[Price table per 1,000 board feet]

Applies to air-dried or kiln-dried boards, 4 to 20 feet long, surfaced on 1, 2, 3, or 4 sides to thickness shown, or surfaced on 2 sides and tongue-and-grooved or ship lapped. No additions to these prices may be made for grade-marking, anti-stain treatment, or sale of specific

Nominal size	Thickness	Grade	Grade	Grade	Grade
	surfaced	No. 1	No. 2	No. 3	No. 4
1 x 2" and 1 x 3" 1 x 4" 1 x 6" and 1 x 7" 1 x 8" and 1 x 9" 1 x 5" and 1 x 10", 1 x 11" 1 x 12"	}2542" or 34"	(\$88 84 85 87 90 94 101	\$84 79 83 83 85 89 92	\$73 70 73 73 75 75 76	\$61 59 61 63 63 64

Additions and deductions per 1,000 board feet

1. Green, worked as above.—From dry price for size and grade, deduct \$5.

2. Rough.—From dry price above for grade and size; for rough dry, no addition; for rough green, deduct \$5.

3. Boards under 34" thickness, surfaced I side, any edge working, graded after complete working and sold "on grade".—From the 252" surfaced dry price for width and grade.

	Dec	luct
	If dry	If green
11/16"	\$5	- \$10 14
916" 14" 716"	14 18 22	18 23 27

Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

5. Workings.—For permitted additions for workings to enstomer's order, see price sheet "Maximum Milling and Klin Drying Charges."
6. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.
7. Other boards.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine boards not priced above.

[Price table, per 1,000 board feet]

Applies to air-dried and kiln-dried lumber, 4 to 20 feet long, surfaced on 1, 2, 3, or 4 sides to 15%" thickness. No additions to these prices may be made for grade marking, anti-stain treatment, or because lumber is medium grain or dense.

		1	Length	S	
Nominal size	4' or 6'	8', 10' or 12'	9' or 14'	16'	18' or 20'
	No. 1	grade, grai	includ n or de	ing me	dium
2 x 3" or 4" 2 x 5" 2 x 6" 2 x 8" 2 x 10"	\$69 72 68 68 73 76	\$82 89 83 83 92 95	\$84 89 85 85 92 95	\$85 90 85 85 85 93 96	\$88 96 89 89 100 102
	No. 2	grade, grai	includ n or de	ing me nse	dium
2 x 3" or 4"	\$68 - 64 - 64 - 66 - 69 - 70	\$79 81 78 80 85 87	\$81 80 80 82 85. 87	\$82 81 81 82 85 88	\$85 87 84 86 91 94

Additions and deductions per 1,000 board feet

- 1. No. 3 Grade. From No. 2 grade price for size, deduct

\$18,
2. Green, worked as above. To dry price for size and grade, add \$5.
3. Rough. From dry surfaced price for size and grade; for rough dry, deduct \$1; for rough green, \$4.
4. Sales less than \$7.50. When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

10 percent.

5. Workings. For permitted additions for workings to customer's order, see price sheet "Maximum milling and kim-drying charges,"

6. Delivery. For permitted additions for delivery, see section 3 (b) of this order.

7. Other dimension items. Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine dimension not priced player.

pine dimension not priced above.

PLANKS AND SMALL TIMBERS

[Price table per (1,000 board feet)]

Applies to rough green lumber with no heart specifi-cation. No addition to these prices may be made for grade marking or anti-stain treatment.

Size	No. 2 dense, No. 2 medium grain, No. 2 common (lengths)		N II	No. 1 edge I. G., m gra edge a No. 1 (les	& so No. 11 ain sq nd so	und nedi- uare und, non	
	8-20'	22'	24'	8-	20'	22'	24'
3 x 3" to 6 x 8"	\$88	\$101	\$104	1	\$91	\$104	\$108
Size	Dense structural, dense struc. S. E. & S., dense No. 1 struct, dense S. E. & S. (lengths)					ral	
	8-20'	2:	2'	24'	8-20'	22'	24'
3 x 3" to 6 x 8"	\$100	\$11	2 \$	116	\$107	\$119	\$123

Additions and deductions per 1,000 board feet

1. Rough dry.—To rough green price above for grade and length: for air dried, add \$2; for kiln dried, add \$5.
2. Workings.—To rough price for grade, length, and condition, when: surfaced on 1, 2, 3, or 4 sides, tonguecondition, when: surfaced on 1, 2, 3, or 4 sides, tongue-and-grooved or shiplapped, add \$2; grooved on 2 edges, add \$4.

add \$4.

3. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

4. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."

5. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

6. Other plank and timber items.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine planks and timbers not priced above.

FLOORING

[Price table per 1,000 board feet]

Applies to kiln-dried lumber, worked to 1" x 3" or 1" x 4" flooring, with plain ends, when sold in random lengths of 4 to 20 feet with standard grading rule restrictions on short lengths, or when sold in specific lengths of 7 to 20 feet. No addition to these prices may be made for grade working.

Heart and grain specifications	Grade "B" and better	Grade "C"	Grade "D" or No. 2
Heart face: Edge grain	\$143	\$123	\$102
Near-edge grain Flat grain No heart specification:	133 122	113	96 90
Edge grain	126 116	114 104	92 86
Near-edge grain	110	104	83

Additions and deductions per 1,000 board feet

1. Air dried.—From the kiln-dried price for the grade and other specifications, deduct \$1.
2. 4, 6, and 6 foot lengths sold on specific length.—From the random length price for the grade and other specifications and condition: For "B" and better and "C," deduct \$21; for "D" or No. 2, deduct \$14.
3. End matched.—To plain-end price for grade and other specifications, condition and length, add \$3.
4. Bark back.—From price above for flooring free of bark back, deduct \$7.
5. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

\$7.50 the prices as determined above may be increased 10 percent.

 Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."
 Delivery.—For permitted additions for delivery, see section 3 (b) of this order.
 Other flooring.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine flooring not priced above.

FINISH

[Price table per 1,000 board feet]

Applies to kiln-dried lumber, 8 to 20 feet long, surfaced on 4 sides to thickness indicated. Prices apply whether or not lumber is grade marked or sold in specified or random lengths.

Size	Thickness surfaced	Grade "B" and better	Grade "C"
1 x 2" or 3" 1 x 4" 1 x 6" or 8" 1 x 7" or 9" 1 x 7" or 10" 1 x 11" 54 or 54 x 2 or 3" 54 or 54 x 4" 54 or 54 x 7 or 9" 54 or 54 x 7 or 9" 54 or 54 x 7 or 9" 55 or 54 x 7 or 9" 56 or 54 x 1" 56 or 54 x 1")295s'')11/16'' or 15/16''	\$112 110 116 121 128 133 151 (135 132 133 139 146 150 169	\$106 104 107 114 118 121 136 120 117 118 125 128 125 127

Additions and deductions per 1,000 board feet

1. Air dried, may be stained,—From kiln-dried price for size and grade, deduct \$8.

2. Air dried, no stain permitted.—From kiln-dried price for size and grade, deduct \$6.

3. Rough.—To surfaced price for size, grade, and condition;

4. 4- and 6-foot lengths—From 8-20 ft. price for size, grade, and condition:

For 1" thickness in widths of 6" or less, deduct \$20.

For 1" thickness when wider than 6", and all \$4" and \$4" thickness deduct \$11.

5. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

than \$7.50 the prices as determined above may be increased 10 percent.

6. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."

7. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

8. Other finish.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine finish not priced above.

DROP SIDING, CEILING, AND PARTITION

[Price table per 1,000 board feet]

Applies to kiln-dried lumber worked to pattern, with plain ends, when sold in random lengths of 4 to 20 feet with standard grading rule restrictions on short lengths, or when sold in specific lengths of 7 to 20 feet. No addition to these prices may be made for grade marking.

	in	gov	er
Pattern	Grade "B" and better	Grade "C"	Grade "D" or No. 2
Coela Fig	Dro	p sic	ting
115, 117, 118, 119 All other All All	\$90 106 106 118	\$89 102 102 108	\$83 83 84 88
	Stan or face	dard V"	bead sur- or 2
	\$72	\$67	\$58
	75 79 82 56	71 77 80 94	61 66 69 77
	98	95	79
	Pa	rtiti	on
1	\$97 106 100 109	\$93 101 76 104	\$76 80 79 83
	115, 117, 118, 119. All other	Pattern	Drop side

Additions and deductions per 1,000 board feet

Additions and acauctions per 1,000 board feet

1. Air dried.—From the kiln-dried price for size, grade, and pattern, deduct \$1.

2. 4, 5, and 6 foot lengths sold on specific length.—From the random length price for the size, grade, pattern, and condition; for "B" and better and "C", deduct \$12; for "D" and No. 2, deduct \$9.

3. Sales less than \$7.50.—When the total sale is less-than \$7.50 the prices as determined above may be m-creased 10 percent.

4. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."

5. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

6. Other drop siding, ceiling, and partition.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine drop siding, ceiling, and partition not priced above.

MAXIMUM MILLING AND KILN DEYING CHARGES APPLICABLE IN ALL AREAS

1. Basic workings. When a distribution yard is required to perform workings, the following additions per one thousand feet, board measure, may be made to the maximum price of the most economical size from which the desired item may be obtained, Provided:

a. The end product is not a standard size, or a size reasonably similar thereto, as shown in the applicable mill regulation (Example: If a yard resaws 2" x 6" 548 and the end product is a board 23%2" thick, this is a size "reasonably similar" to standard thickness of 2%26"); or
b. The end product is thicker than 2", wider than 12" or longer than 22".

MAXIMUM ADDITIONS PER 1,000 FEET, BOARD MEASURE

	4/4", 5/4", 6/4"	2"	3" & 4"	5"x 5" to 8" x 8"	6" x 10" and larger	Minimum charge
818, 828, 838 or 848_ D&M, shiplap, grooved or beveled sleepers Drop siding or ceiling	\$6.00 7.00 7.00	\$5, 00 6, 00 6, 00	\$6.00 7.00	\$6.00 10.50	\$8.00 10.00	\$1.50 1.75 1.75 3.75
Outgauging or special patterns. Crosscutting Ripping Resawing	15.00 2.50 3.50 5.00	15, 00 2, 50 3, 50 5, 00	15.00 2.50 3.50 5.00	15. 00 3, 50 5, 00	15.00 4.00	3.75 .50 .75 1.00

Notes: (1) Where the total charge calculated on a thousand feet, board measure, is less than the minimum shown in the table, the minimum charge may be added.

(2) The cross-cutting addition may be made only as

amany times as are necessary to produce the desired length from the shortest standard multiple of that length in the size and grade required. The final cost including cross-cutting and waste, may not exceed the most economical cost of producing the required length.

(3) The total charge for ripping and resawing may not include additions for more than three rips, and/or resaws.

Include additions for more than three rips, and/or resaws.

2. Kiln-drying. For kiln-drying, done at the yard, an addition of double the addition permitted by the applicable direct-mill regulation may be made.

3. Custom milling or kiln-drying. Where the required working or kiln-drying cannot be performed by the distribution yard making the sale because it does not have the necessary facilities, the yard may add to the maximum price of the original size, the actual cost of having the working or drying performed at a custom establishment provided the end product produced is a non-standard size or an item larger than boards or dimension. If the distribution yard has the facilities to perform the required workings or drying, the maximum charges in paragraphs (1) and (2), above, apply. If the end product is a standard or near standard size of boards or dimension, no additions may be made and the maximum price must be computed on the basis of the item produced.

produced.

No additions may be made for transportation to or from the custom establishment.

[F. R. Doc. 46-20456; Filed, Nov. 15, 1946; 8:50 a. m.]

[Region III Order G-2 Under Rev. Gen. Order 651

SHORTLEAF YELLOW PINE LUMBER AND LUMBER PRODUCTS IN CLEVELAND, OHIO,

Pursuant to the provisions of Revised General Order No. 65 and of Regional Basic Order No. 1-B under Revised General Order No. 65, this order is issued:

SECTION 1. What this order does. This adopting order establishes dollars-and-cents maximum prices for "retailtype" sales of the items of the shortleaf yellow pine lumber and lumber products listed in the accompanying price sheets when sold out of distribution yard stock by lumber distribution yards located in Zone 2.

SEC. 2. Applicability of Basic Order No. 1-B. All the provisions of Basic Order No. 1-B under Revised General Order No. 65, consistent with this Adopting Order No. G-2 are hereby adopted by, and incorporated by reference into, this order as though fully re-written herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order.

SEC. 3. Maximum prices-(a) Price sheets. The maximum prices for sales of the items covered by this order shall be those set forth in the accompanying price sheets which are annexed to and made a part of this order. Prices lower than the listed maximum prices may, of course, be charged or paid.

(b) Delivery practices and charges. The prices established by this order include delivery within a radius of twentyfive miles of the seller's place of business. For delivery more than twenty-five miles from the seller's place of business, an additional charge of not more than ten cents (\$.10) per one thousand board feet may be made for each mile, or fraction thereof, by which the point of delivery exceeds twenty-five miles from the seller's place of business. No additional charge shall be made for the return trip. If the buyer chooses to make his own delivery, no reduction in price need be made.

(c) Discounts. Sellers shall maintain cash discount practices which are at least as favorable to purchasers as were those offered by such sellers in August 1941. Such cash discount practices shall be applied to all maximum prices established by this order, regardless of whether the seller sold the particular item in August 1941. For the purposes of this subsection, no discount of more than two percent (2%) shall be considered a cash discount.

SEC. 4. Adjustment. The maximum prices established by this order include all adjustments granted to sellers subject to area orders by the Office of Price Administration through October 15, 1946. (Refer to section 6 (b) of Basic Order No. 1-B.)

SEC. 5. Area covered. For the purposes of this order, Zone 2 consists of the town of Williamsburg in Grand Traverse County and Pinconning in Bay County and the Counties of Alcona, Alpena, Antrim, Arenac, Charlevoix, Cheboygan, Crawford, Emmet, Gladwin, Iosco, Kalkaska, Leelanau, Mont-morency, Ogemaw, Oscoda, Otsego, Presque Isle, and Roscommon in the States of Michigan.

Note: Where individual communities are included in the foregoing area description, the maximum prices established by this order, shall also apply to distribution yards near those communities which receive their lumber either at sidings in these communities or at their own siding at the same rate of freight as applies in these communities.

6. Effective date. This shall become effective October 31, 1946.

Issued: October 15, 1946.

J. F. KESSEL, Regional Administrator.

Prices in these tables apply in the area specified in section 5 of this order. Size of sale is based on the total of all softwood lumber and hardwood flooring seld in one sale.

SHORTLEAF YELLOW PINE

BOARDS

[Price table per 1,000 board feet]

Applies to air-dried or kiln-dried boards, 4 to 20 feet long, surfaced on 1, 2, 3, or 4 sides to thickness shown, or surfaced on 2 sides and tongue-and-grooved or ship lapped. No additions to these prices may be made for grade-marking, anti-stain treatment, or sale of specific lengths.

		Sale		aling) feet	over		
Nominal Size	Thickness surfaced	No. 1	No. 2	No. 3	No. 4		
		Grade No. 1	Grade	Grade	Grade No. 4		
1 x 2" and 1 x 8". 1 x 4" 1 x 6" and 1 x 7" 1 x 8" and 1 x 9". 1 x 5" and 1 x 10". 1 x 11".	}25/a2" or 34"	\$84 80 81 83 85 89 96	\$80 75 79 79 81 85 87	\$69 67 69 69 71 71 73	\$57 66 57 57 59 59 61		
			Sales totaling 1,000 feet or less				
Nominal Size	Thickness surfaced	Grade No. 1	de No.2	de No. 3	Grade No. 4		
		Gra	Grade	Grade	Gra		
1 x 2" and 1 x 3". 1 x 4". 1 x 6" and 1 x 7". 1 x 8" and 1 x 9". 1 x 5" and 1 x 10". 1 x 11".	}2552" or 36"	\$96 92 93 95 97 101 108	\$92 87 91 91 93 97 99	\$81 79 81 81 83 83 85	\$69 78 69 69 71 71 73		

Additions and deductions per 1,000 board feet

1. Green, worked as above.—From dry price for size and grade, deduct \$5.

2. Rough.—From dry price above for grade and size: for rough dry, deduct \$1; for rough green, deduct \$5.

3. Boards under ¾" thickness, surfaced I side, any edge working, graded after complete working and sold "on grade."—From the 25%2" surfaced dry price for width and grade. nd grade:

	Dec	luct
	If dry	If green
11/6"	\$5 9 13	\$9 14 17 22 25
½"/ ÿ16"/	17 21	25

4. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

5. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."

6. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

7. Other boards.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine boards not priced above.

DIMENSION

[Price table per 1,000 board feet]

Applies to air-dried and kiln-dried lumber, 4 to 20 feet long, surfaced on 1, 2, 3, or 4 sides to 15%' thickness. No additions to these prices may be made for grade marking, anti-stain treatment, or because lumber is medium

THE RESERVE OF THE PARTY OF THE					
	Sales totaling over 1,000 feet				
Nominal size		1	Lengths	3	
	4' or 6'	8', 10' or 12'	9' or 14'	16'	18' or 20'
	No. 1	grade, grai	, includ	ling m	edium
2 x 3" or 4"	\$66 68 65 65 70 72	\$78 68 +79 79 88 90	\$79 84 80 80 88 90	\$81 86 81 81 89 92	\$83 92 84 84 95 97
	No. 3	2 grade, gra	includ	ling m	edium
2 x 3" or 4"	\$64 61 61 63 65 67	\$75 - 77 - 75 - 76 - 81 - 82	\$77 76 76 78 81 82	\$78 76 77 78 81 84	\$81 82 80 82 86 89
Jese Ville	Sales	s totalii	ng 1,000) feet o	r less
Nominal size	To be	1	Length	3	KI
	4' or 6'	8', 10' or 12'	9' or 14'	16'	18' or 20'
	No.	t grada	Inches	ling m	
	-19.4	gra	in or d	ense	edium
2 x 3" or 4" 2 x 5" 2 x 6" 2 x 8" 2 x 10"	\$78 80	\$90 96 91 91 100 102	\$91 96 92 92 100 102	\$93 98 93 93 101 104	\$95 104 96 96 107 109
2 x 5"	\$78 80 77 77 82 84	\$90 96 91 91 100 102	\$91 96 92 92 100 102	\$93 98 93 93 101 104	\$95 104 96 96 107 109

Additions and deductions per 1,000 board feet

Additions and deductions per 1,000 board feet

1. No.3 grade.—From No. 2 grade price for size, deduct

17.

2. Green, worked as above.—Maximum prices are the
same as for air and kiln dried lumber.

3. Fough green or rough dry.—From dry surfaced price
for the same size and grade, deduct \$1.

4. Sales less than \$7.50.—When the total sale is less
than \$7.50 the prices as determined above may be increased 10 percent.

5. Workings.—For permitted additions for workings
to customer's order, see price sheet "Maximum Milling
and Kiln Drying Charges."

6. Delivery.—For permitted additions for delivery, see
section 3 (b) of this order.

7. Other dimension items.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow
pine dimension not priced above.

PLANES AND SMALL TIMBERS

[Price Table per 1,000 board feet]

Applies to rough green lumber with no heart specifica-on. No addition to these prices may be made for grade marking or anti-stain treatment.

Size	No. 2 dense, No. 2 medium grain, No. 2 common (lengths)			M. G dium edge No.	1 dense and so ., No. grain, s and so 1 commilengths	ound 1 me- quare and, non
	8-20'	22'	24'	8-20'	22'	24'
	Sales	tota	ling o	ver 1,00	0 boar	d feet
3 x 3" to 6 x 8"	\$83	\$95	\$102	\$86	\$98	\$106
	Sales	total	ing 1,0	000 boar	d feet o	or less
3 x 3" to 6 x 8"	96	108	115	99	111	119
Size	dense and 1 str	S der ue., d	ucture c., S. nse No lense lengt	E. I	ense s structu (lengt)	ral
	8-20	22'	24	' 8-2	0' 22'	24'
	Sales	total	ling o	ver 1,00	00 boar	d feet
3 x 3" to 6 x 8"	\$94	\$10	6 \$1	14 \$10	\$113	\$121
	Sales	total	ing 1,0	000 boa	rd feet	or less
3 x 3" to 6 x 8"	107	11	9 1	27 12	4 126	134

Additions and deductions per 1,000 board feet

1. Rough dry.—To rough green price above for grade and length: for air dried, add \$2; for kiln dried, add \$5.

2. Workings.—To rough price for grade, length, and condition, when: surfaced on 1, 2, 3, or 4 sides, tongue-and-grooved or shiplapped, add \$2; grooved on 2 edges, add \$4.

add \$4.
3. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.
4. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."
5. Deligery.—For permitted additions for delivery, see section 3 (b) of this order.
6. Other plank and timber items.—Continue to compute maximum prices under 2d RM PR 215 on shortleaf yellow pine planks and timbers not priced above.

PLOORING

[Price table per 1,000 board feet]

Applies to kiln-dried lumber, worked to $1'' \times 3''$ or $1'' \times 4''$ flooring, with plain ends, when sold in random lengths of 4 to 20 feet with standard grading rule restrictions on short lengths, or when sold in specific lengths of 7 to 20 feet. No addition to these prices may be made for grade marking

	Sales totaling over 1,000 feet				es tota feet o	
Heart and grain specifications	Grade "B" and better	Grade "O"	Grade "D" or No. 2	Grade "B" and better	Grade "C"	Grade "D"
Heart face: Edge grain Near-edge grain. Flat grain. No heart specification:	\$142	\$122	\$97	\$150	\$130	\$110
	132	112	91	140	120	104
	121	108	86	129	116	99
Edge grain Near-edge grain Flat grain	125	113	87	133	121	100
	115	104	82	123	112	95
	110	103	79	118	111	92

Additions and deductions per 1,000 board feet

Additions and deductions per 1,000 board feet

1. Air dried.—From the kiln-aried price for the grade and other specifications, deduct \$1.00.

2. 4, 5, and 6 foot lengths sold on specific length.—From the random length price for the grade and other specifications and condition: For "B" and better and "C", deduct \$13.

3. End matched.—To plain-end price for grade and other specifications, condition and length, add \$3.

4. Bark back.—From price above for flooring free of bark back, deduct \$7.

5. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

6. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."

7. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

8. Other flooring.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine flooring not priced above.

[Price table per 1,000 board feet]

Applies to kiln-dried lumber, 8 to 20 feet long surfaced on 4 sides to thickness indicated. Prices apply whether or not lumber is grade marked or sold in specified or random lengths.

		tota	ling er	Sa tota 1,000 or l	ling
Size	Thickness surfaced	Grade "B" and better	Grade "C"	Grade "B" and better	Grade "C"
1 x 2" or 3"	2542"	\$111 109 115 120 127 132 150 134	103 106 113 116 120 135	124 129 136 141 159	112 115 122 125 129 144
5/4 or 6/4 x 4" 5/4 or 6/4 x 6 or 8" 5/4 or 6/4 x 7 or 9" 5/4 or 6/4 x 5 or 10" 5/4 or 6/4 x 11" 5/4 or 6/4 x 12"	}1}46" or 1546"(131 132 137 144 149 168	116 117 124 127 131	140 141 146 153 158	125 126 133 136 140

Additions and deductions per 1,000 board feet

1. Air dried, may be stained.—From kiln-dried price for size and grade, deduct \$8.

2. Air dried, no stain permitted.—From kiln-dried price for size and grade, deduct \$6.

3. Rough.—To surfaced price for size, grade, and condition, add \$2.

4. 4 and 6 foot lengths.—From 8-20 foot price for size, grade, and condition: for 1" thickness in widths of 6" or less, deduct \$20; for 1" thickness when wider than 6", and all \$4" and \$4" thickness, deduct \$11.

5. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

\$7.50 the prices as determined above may be increased 10 percent.

6. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."

7. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

8. Other finish.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine finish not priced above.

DROF SIDING, CEILING, AND PARTITION

[Price table per 1,000 board feet]

Applies to kiln-dried lumber worked to pattern, plain ends, when sold in random lengths of 4 to 20 feet with standard grading rule restrictions on short lengths, or when sold in specific lengths of 7 to 20 feet. No addi-tion to these prices may be made for grade marking.

	be made for grade	ADDISON OF	- Longi	
		ing	s tol	E
Nominal thickness and width	Pattern	Grade "B" and better	Grade "C"	Grade "D" or No. 2
		Drop	p sid	ling
1" x 6"	115, 117, 118, 119. All otherAll	\$89 105 106 118	\$88 101 101 108	\$79 80 80 84
		Sta be "V face	iling anda ad o ," st ed 1 side:	rd r ir- or
516" & 346" x 3" & 4". 516" & 716" x 6". 916" x 3" & 4". 916" x 5" & 6". 1316" to 2542" x 5" & 6".		\$71 74 78 81 96 97	\$67 69 75 78 91 93	\$55 58 63 66 74 75
		Pa	rtiti	on
1½6" x 4" 34" x 4" 1½6" x 6" 34" x 6"		\$95 103 98 106	\$91 99 94 102	\$73 76 76 76 79
		1	000	
		ing	es to	tal-
Nominal thickness and width	Pattern	ing	g 1,0 or 1	tal-
Nominal thickness and width	Pattern	feet	Grade "C"	Grade "D" sssa 000-lpt
Nominal thickness and width 1" x 6" 1" x 6" 1" x 8" 1" x 8" 1" x 10"	Pattern 115, 117, 118, 119 All other	Grade "B" and better	Grade "C"	Grade "D" sssa 000-lpt
width	115, 117, 118, 119 All other	Droi \$96 112 125 Ce Sts be we were	91,0 or 1 "O" open O Sic \$95 108 108	tal- 00 ess C. oN b ling \$91 92 96
width	115, 117, 118, 119 All other	Droi \$96 112 125 Ce Sts be we were	\$95 Side \$95 108 108 115 108 115	tal- 100 100 100 100 100 100 100 100 100 10
width 1" x 6" 1" x 6" 1" x 8" 1" x 10" 546" & 546" x 3" & 4" 556" & 546" x 3" & 4" 11" x 10" 1146" to 256" x 3" & 4"	115, 117, 118, 119 All other	inn feet inn feet feet	\$95 Sic \$95 108 115 115 115 115 115 115 115 115 115 11	tal-00 ess G: 0N to Siling Siling

Additions and deductions per 1,000 board feet

1. Air dried.—From the kiln-dried price for size, grade, and pattern, deduct \$1.

2. 4, 6, and 8 foot lengths sold on specific length.—From the random length price for the size, grade, pattern, and condition: for "B" and better and "C", deduct \$12; for "D" and No. 2, deduct \$8.

3. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

4. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum milling and kiln-drying charges".

5. Delivery.—For permitted additions for delivery, see Section 3 (b) of this Order.

Other drop siding, ceiling and partition.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine drop siding, ceiling, and partition not priced above.

MAXIMUM MILLING AND KILN DRYING CHARGES APPLICABLE IN ALL AREAS

1. Basic workings. When a distribution yard is required to perform workings, the following additions per one thousand feet, board measure, may be made to the maximum price of the most economical size from which the desired item may be obtained, Provided:

a. The end product is not a standard size, or a size reasonably similar thereto, as shown in the applicable mill regulation (Example: If a yard resaws 2" x 6" S4S and the end product is a board 23%2" thick, this is a size "reasonably similar" to standard thickness of 2362"; or

b. The end product is thicker than 2", wider than 12" or longer than 22".

MAXIMUM ADDITIONS PER 1.000 FEET, BOARD MEASURE

	[4/4, 5/4, 6/4	2"	3" and 4"	5" x 5" to 8" x 8"	6" x 10" and larger	Minimum charge
D&M, shiplap, grooved or beveled sleepers	\$6.00 7.00 7.00	\$5.00 6.00 6.00	\$6.00 7.00	\$6.00 10.50	\$8.00 10.00	\$1, 50 1, 75 1, 75 1, 75 3, 75
Outgauging or special patterns	15.00 2.50 3.50	15.00 2.50 3.50	15.00 2.50 3.50	15.00 3.50	15. 00 4. 00	3. 75 . 50 . 75
Resawing	5.00	5, 00	5.00	5. 00	6.00	1,00

Notes: (1) Where the total charge calculated on a thousand feet, board measure, is less than the minimum shown in the table, the minimum charge may be added. (2) The cross-cutting addition may be made only as many times as are necessary to produce the desired length from the shortest standard multiple of that length in the size and grade required. The final cost including cross-cutting and waste, may not exceed the most economical cost of producing the lequired length.

(3) The total charge for ripping and resawing may not include additions for more than three rips, and/or resaws.

2. Kiln-drying. For kiln-drying, done at the yard, an addition of double the addition permitted by the applicable direct-mill regulation may be made.

3. Custom milling or kiln-drying. Where the required working or kiln-drying cannot be performed by the distribution yard making the sale because it does not have the necessary facilities, the yard may add to the maximum price of the original size, the actual cost of having the working or drying performed at a custom establishment provided the end product produced is a non-standard size or an item larger than boards or dimension. If the distribution yard has the facilities to perform the required workings or drying, the maximum charges in paragraphs (1) and (2), above, apply. If the end product is a standard or near standard size of boards or dimension, no additions may be made and the maximum price must be computed on the basis of the item produced:

No additions may be made for transportation to or from the custom establishment.

[F. R. Doc. 46-20457; Filed, Nov. 15, 1946; 8:50 a. m.]

[Region III Order G-3 Under Rev. Gen. Order 651

SHORTLEAF YELLOW PINE LUMBER LUMBER PRODUCTS IN CLEVELAND, OHIO

Pursuant to the provisions of Revised General Order No. 65 and of Regional Basic Order No. 1-B under Revised General Order No. 65, this order is issued:

SECTION. 1. What this order does. This adopting order establishes dollars-and-cents maximum prices for "retailtype" sales of the items of the Shortleaf Yellow Pine lumber and lumber products listed in the accompanying price sheets when sold out of distribution yard stock by lumber distribution yards located in

SEC. 2. Applicability of Basic Order No. 1-B. All the provisions of Basic Order No. 1-B under Revised General Order No. 65, consistent with this Adopting Order No. G-3 are hereby adopted by, and incorporated by reference into, this order as though fully re-written herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order.

SEC. 3. Maximum prices—(a) Price sheets. The maximum prices for sales of the items covered by this order shall be those set forth in the accompanying price sheets which are annexed to and made a part of this order. Prices lower than the listed maximum prices may, of course, be charged or paid.

(b) Delivery practices and charges. The prices established by this order include delivery within a radius of twentyfive miles of the seller's place of business. For delivery more than twenty-five miles from the seller's place of business, an additional charge of not more than ten cents (\$0.10) per one thousand board feet may be made for each mile, or fraction thereof, by which the point of delivery exceeds twenty-five miles from the seller's place of business. No additional charge shall be made for the return trip. If the buyer chooses to make his own delivery, no reduction in price need be made.

(c) Discounts. Sellers shall maintain cash discount practices which are at least as favorable to purchasers as were those offered by such sellers in August, 1941. Such cash discount practices shall be applied to all maximum prices established by this order, regardless of whether the seller sold the particular item in August, 1941. For the purposes of this subsection, no discount of more than two percent (2%) shall be considered a cash discount.

SEC. 4. Adjustment. The maximum prices established by this order include all adjustments granted to sellers subject to area orders by the Office of Price Administration through October 15, 1946. (Refer to section 6 (b) of Basic Order No. 1-B.)

SEC. 5. Area covered. For the purposes of this order, Zone 3 consists of the following areas in the State of Michigan:

(i) Grand Traverse County, except town of Williamsburg; Tuscola County, except the cities (or towns) of Mayville, Millington, and Vassar.

(ii) The towns of Kent City in Kent County; Bailey, Casnovia, Holton, Montague, and Whitehall in Muskegon County; Jeddo in St. Clair County; and Freeland in Saginaw County.

(iii) The Counties of Benzie, Clare, Huron, Isabella, Lake, Manistee, Mason, Mecosta, Midland, Missaukee, Newaygo, Oceana, Osceola, Sanilac, and Wexford.

Note: Where individual communities are included in the foregoing area description, the maximum prices established by this order shall also apply to distribution yards near those communities which receive their lumber at sidings in those communities or at their own sidings at the same rate of freight as applies in those communities.

SEC. 6. Effective date. This order shall become effective October 31, 1946.

Issued: October 15, 1946.

J. F. KESSEL, Regional Administrator.

Prices in these tables apply in the area specified in section 5 of this order. Size of sale is based on the total of all softwood lumber and hardwood flooring sold in one

SHORTLEAF YELLOW PINE

[Price table per 1,000 board feet]

Applies to air-dried or kiln-dried boards, 4 to 20 feet long, surfaced on 1, 2, 3, or 4 sides to thickness shown, or surfaced on 2 sides and tongue-and-grooved or ship-lapped. No additions to these prices may be made for grade-marking, anti-stain treatment, or sale of specific lengths.

		Sal	es tota	ling o	ver
Nominal size	Thickness surfaced	Grade No. 1	Grade No. 2	Grade No. 3	Grade No. 4
1 x 2" and 1 x 3"- 1 x 4" 1 x 6" and 1 x 7"- 1 x 8" and 1 x 9"- 1 x 5" and 1 x 10"- 1 x 11"- 1 x 12"-	2552" or 34"	\$83 79 80 82 84 88 95	\$79 74 78 78 80 84 86	\$68 66 68 68 70 70 70	\$56 55 56 56 58 58 60
	Thickness	Sale	es tota feet o	ling 1 or less	,000
Nominal size	Thickness surfaced	Grade No. 1			Grade No. 4 000
Nominal size 1x 2" and 1x 3". 1x 4"			feet o	r less	000, Quade Quade No. 4 868 67 68 68 68

Additions and deductions per 1,000 board feet:

1. Green, worked as above .- From dry price for size and

1. Green, worke as above.—From dry price for size and grade deduct \$5.

2. Rough.—From dry price above for grade and size:
For rough dry deduct \$1; for rough green deduct \$5.

3. Boards under \$4" thickness, surfaced I side, any edge working, graded after complete working and sold "On Grade".—From the \$2362" surfaced dry price for width and grade; deduct:

11/6" 5/6" 9/6" 14"	If dry \$5,00 9,00 13,00 17,00	If green \$9,00 13,00 17,00 21,00 25,00
16"	21.00	

4. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

5. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and kim Drying Charges."

6. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.
7. Other boards.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine boards not priced above.

DIMENSION

[Price table per 1,000 board feet]

Applies to air-dried and kiln-dried lumber, 4 to 20 feet long, surfaced on 1, 2, 3, or 4 sides to 15%" thickness. No additions to these prices may be made for grade marking, anti-stain treatment, or because lumber is medium grain or dense.

	Sales totaling over 1,000 feet				
Nominal size		1	ength:	3	
	4' or 6'	8', 10' or 12'	9' or 14'	16'	18' or 20'
	No. 1	grade, grai	includ n or de		dium
2 x 3" or 4"	\$65 67 64 64 69 71	\$77 83 78 78 78 86 89	\$78 83 80 80 86 86 89	\$80 85 80 80 88 90	\$82 91 83 83 94 96
	No. 2	grade, grai	includ n or de		dium
2 x 3" or 4"	\$63 60 60 62 64 65	\$74 76 74 75 80 81	\$76 75 75 77 80 81	\$77 75 76 77 80 83	\$80 81 79 81 85 88
	Sales	totalir	ng 1,000) feet o	r less
Nominal size		1	Length	3	
	4' or 6'	8', 10' or 12'	9' or 14'	16'	18' or 20'
	No. 1	grade, grai	includ n or de		edium
2 x 3" or 4"	\$77 79 76 76 81 83	\$89 95 90 90 98 101	\$90 95 92 92 98 101	\$92 97 92 92 100 102	\$94 103 95 95 106 108
	No. 2 grade, including medium grain or dense				
2 x 3" or 4" 2 x 5" 2 x 6" 2 x 8" 2 x 10" 2 x 12"	\$75 72 72 72 74 76 77	\$86 88 86 87 92 93	\$88 87 87 89 92 93	\$89 87 88 89 92 95	\$92 93 91 93 97 100

Additions and deductions per 1,000 board feet

1. No. 3 grade.—From No. 2 grade price for size, D duct \$17.

Green, worked as above.—Maximum prices are the same as for air- and kiln-dried lumber.

Rough green or rough dry.—From dry surfaced price for the same size and grade: Deduct \$1.

4. Salez less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased for precent.

than \$7.50 the prices as determined above may be increased 10 percent.

5. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."

6. Delivery.—For permitted additions for delivery, see section 3 (b) of this Order.

7. Other dimension items.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine dimension not priced above.

PLANES AND SMALL TIMBERS [Price table per 1,000 board feet]

Applies to rough green lumber with no heart specifica-tion. No addition to these prices may be made for grade marking or anti-stain treatment.

Size	No. 2 dense, No. 2 medium grain, No. 2 common dengths) edge dium edgeau			dge a f. G., um g geand 1 cc	1 dense sq. and sound ., No. 1 me- grain square nd sound, No. common lengths)		
	8-20' 22' 24' 8-20'				20'	22'	24'
	Sal	es tot	aling	ove	r 1,00	0 boar	d feet
3 x 3" to 6 x 8"	\$81	\$93	\$100	1	884	\$96	\$104
+	Sal	es tot	aling	1,00 less	00 bos	rd fee	t or
3 x 3" to 6 x 8"	\$94	\$106	\$113	100	\$97	\$109	\$117
Size	Dense structural, dense struc. S. E. and S., dense No. 1 struc., dense S. E. and S. (lengths)					ral	
	8-20'	22	2	4'	8-20	22'	24'
	Sale	s tota	ling o	ver	1,000	board	I feet
3 x 3" to 6 x 8"	\$92 \$104 \$11		112	\$99	\$111	\$120	
	Sal	es tot	aling	1,00 less		ard fee	t or
3 x 3" to 6 x 8"	\$105	\$11	7 \$1	25	\$112	\$124	\$133

Additions and deductions per 1,000 board feet

1. Rough dry.—To rough green price above for grade and length: For air dried, add \$2; for kiln dried, add \$5. 2. Workings.—To rough price for grade, length, and condition, when: Surfaced on 1, 2, 3, or 4 sides, tongue-and-grooved or shiplapped, add \$2; grooved on 2 edges, add \$4.

add \$4.
3. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.
4. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."
5. Delivery.—For permitted additions for delivery, see section 3 (b) of this Order.
6. Other plank and timber items.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine planks and timbers not priced above.

PLOORING

[Price table per 1,000 board feet]

Applies to kiln-dried lumber, worked to $1'' \times 3''$ or $1'' \times 4''$ flooring, with plain ends, when sold in random lengths of 4 to 20 feet with standard grading rule restrictions on short lengths, or when sold in specific lengths of 7 to 20 feet. No addition to these prices may be made for grade marking.

	Sales totaling over 1,000 feet			Sales totaling 1,000 feet or less		
Heart and grain specifications	Grade "B" and better	Grade "C"	Grade "D" or No. 2	Grade "B" and better	Grade "O"	Grade "D" or No. 2
Heart face: Edge grain Near-edge grain Flat grain No heart specifica-	\$141	\$121	\$97	\$149	\$129	\$110
	131	111	91	139	119	104
	120	108	85	128	116	98
tion: Edge grain Near-edge grain Flat grain	124	113	87	132	121	100
	114	103	81	122	111	94
	109	102	79	117	110	92

Air dried.-From the kiln-dried price for size, grade,

Air dried.—From th and pattern: Deduct \$1.

Sales total-ing 1,000 ft. or less

Additions and deductions per 1,000 board feet

DROP SIDING, CEILING, AND PARTITION -continued

[Price table per 1,000 board feet]

200

Additions and deductions per 1,000 board feet

and other specifications, deduct si.

2. 4, 5, and 8 foot leaghs sold on specific leagh.—From the random length price for the grade and other specifications, conditions for the grade and other specific estions and conditions. For 'B' and better said 'C'', deduct \$2,1 for 'B' or No. 2, deduct \$3,3 ... End matched.—To plain-end price for grade and other specifications, condition and length: Add \$3,4. Bark back.—From price above for flooring free of 5. Sules fees than \$7,90.—When the total sale is less than \$7.50 the prices as determined above may be increase. In other the constituents of the specific solds. For the prices as determined above may be increase. In percent.

6. We kings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Dryling Charges."

7. Deliesey—For permitted additions for delivery, see Section 3 (b) of this order.

8. Other flooring.—Continue to compute maximum prices under 2d RMFR 215, on shortical yellow pine

FINISH

Applies to kiln-dried lumber, 8 to 20 feet long surfaced on 4 sides to thickness indicated. Prices apply whether or not lumber is grade marked or sold in specified or random lengths. [Price table per 1,000 board feet]

Sales totaling 1,000 feet, or less 2222222222222222 Grade "C" Grade"B" TR8848484848 Sales totaling to over 1 48323256484555564 O" oberD Grade "B" Thickness or 15fe' 327 3567 1 x 6' or 8' 1 x 7' or 19'' 1 x 11'' 1 x 12'' 1 x 12'' 54 or 64 x x or 3'' 54 or 64 x 5 or 19'' 54 or 64 x 5 or 10'' Sire or 3"

Additions and deductions per 1,000 board feet

1. Air dried, may be stained.—From kiln-dried price for size and grade, dedicts \$3.

2. Air dried, no stain parmitted.—From kiln-dried price for size and grade, dedicts \$8.

3. Air dried, an stain parmitted.—From kiln-dried price of the size and grade, dedict \$8.

4. 4. 4 and 8 (see leaghts.—From \$-20 ft. price for size, grade, and condition. For 1" thickness in widths of \$6" and condition. For 1" thickness in widths of \$6" and \$6" the thickness, deduct \$11.

5. Sales less than \$7.50.—When the total size is less than \$7.50 the prices as determined above may be increased to precent.

6. Working.—For permitted additions for workings to customer's order, see price shoet. "Maximum Milling and T. Deleng.—For permitted additions for delivery, see zeetim 3 (8) of this Order.

8. Other firsth.—Continue to compute maximum prices under RMFR 215 on shortlesd yellow pine finish not prices above.

DROF SIDING, CEILING, AND PARTITION [Price table per 1,000 board feet] Applies to kiln-dried lumber worked to pattern, with plain ends, when sold in random lengths of 4 to 20 feet with standard grading rule restrictions on short lengths, or when sold in specific lengths of 7 to 20 feet. No addition to these prices may be made for grade marking.

1111 1111 1111		S S S S S S S S S S S S S S S S S S S		W. re
Orade "B" and better "B" and better "B" and better "B" "C" and "B" and	See \$87 \$78 104 100 79 117 107 107 83	Ceiling— Standard bead or "V", sur- faced 1 or 2 sides	\$71 \$96 \$55 74 69 58 77 75 62 88 78 65 97 92 74	Partition 894 800 872 168 98 75 175 106 101 78
Pattern	All other————————————————————————————————————			
Nominal thickness and nominal width	1" x 6" 1" x 6" 1" x 8" 1" x 10"		\$16" and \$76" x 3" and \$76" x 3" and \$56." x 6" and \$1."	34. x 6"

2. 4, 5, and 0 foot lengths sold on specific length.—From the random length price for the size, grade, pattern, and conditions for "B" and better and "C", deduct \$12, for "D" and No. 2 deduct \$8. 3. Sales iess than \$7.50.—When the total sale is less than Other drop siding, eviling, and partition.—Continue to compute maximum prices under 2d RMPR 215 on shortlest yellow pine drop siding, celling, and partition 4. Workings. - For permitted additions for workings to enstonier's order, see price sheet "Maximum Milling and Kiln Drying Charges."
5. Delitery.-For permitted additions for delivery, see measure, may be made to the maximum price \$7.50 the prices as determined above may be increased MAXIMUM MILLING AND KILN DRYING CHARGES Basic workings. When a distribution lowing additions per 1,000 feet, board of the most economical size from which the a. The end product is not a standard size, or a size reasonably similar thereto, as shown If a yard resaws 2" x 6" S4S and the end product is a board 2%2" thick, this is a size yard is required to perform workings, the folin the applicable mill regulation (Example: 'reasonably similar" to standard thickness b. The end product is thicker than desired item may be obtained, Provided: wider than 12" or longer than 22". 10 percent.
4. Workings, - For permitted additions Section 3 (b) of this Order. not priced above. 2000 Celling— Standard bead or "V", sur-faced 1 or 2 sides 82128 Grade 'D' 2222 \$65 75 Drop siding Partition 8772 12227 1010 98 19893 Grade "C" Grade "H" 2882 191 896 115, 117, 118, 119... All other All Pattern x 3" and 4". x 5" and 6". to 2\\delta z 3" and nd 3/4" x 3" and 25/2" x 3" and Nominal thickness and nominal width

APPLICABLE IN ALL AREAS

MAXIMUM ADDITIONS PER ONE THOUSAND FEET, BOARD MEASURE

Minimum charge	\$1.50 1.75 1.75 3.75 3.75 3.75 1.00
6" x 10" and larger	\$8.00 10.00 15.00 4.00 6.00
3" and 4" 5" x 5" to	\$5.00 15.00 3.50 5.00
3" and 4"	\$5.00 7.00 15.00 5.50 5.00
24	25.00.00 20.00 20.00.00 20.00.00 20.00.00 20.00.00 20.00.00 20.00.00 20.00.
4,4", 5,4",	88 27,77,28 28,88 88,88 88,88
	SIS, S22, S33 or S43. D & M, shiplap, grooved or beveled sleepers. Drop, siding or ceiling. Congauging or special patterns. Crosscutting. Ripping. Ripping.

Norzs: (1) Where the total charge calcuted on a thousand feet, board measure, is less than the minimum shown in the table, the minimum charge may be added. lated

(2) The cross-cutting addition may be made only as many times as are necessary to produce the desired length from the shortest standard multiple of that length in the size and grade required. The final cost including cross-cutting and waste, may not exceed the most economical cost of produc-

ing the required length.
(3) The total charge for ripping and resawing may not include additions for more than three rips, and/or resaws,

2. Kiln-drying. For kiln-drying, done at the yard, an addition of double the addition permitted by the applicable direct-mill regulation may be made.

the required working or kiln-drying cannot be performed by the distribution yard mak-ing the sale because it does not have the maximum price of the original size, the actual cost of having the working or drying performed at a custom establishment provided the end product produced is a non-standard size or an item larger than boards or dimension. If the distribution yard has necessary facilities, the yard may add to the 3. Custom milling or kiln-drying.

the facilities to perform the required workings or drying, the maximum charges in paragraphs (1) and (2), above, apply. If the end product is a standard or near standard size of boards or dimension, no additions may be made and the maximum price must be computed on the basis of the item produced.

No additions may be made for transportation to or from the custom establishment.

(F. R. Doc. 46-20458; Filed, Nov. 15, 1946; 8:48 a. m.]

Region III Order G-28 Under Gen. Order 68, Amdt. 2]

HARD BUILDING MATERIALS IN CANTON, OHIO, AREA

Pursuant to the provisions of General Order No. 68 and of Regional Basio Order No. 1-B under General Order No. 68; It is hereby ordered:

(a) That the item:

Portland cement (cloth sack), 95 lb. sack ______ \$0.965

listed in Table I of Order No. G-28 be amended to read as follows:

Portland cement (cloth sack), 94 lb. sack _____ 1, 115

(Price of cement in cloth bags includes a refundable deposit of 25¢ per bag. Sellers are required to give refund of 25¢ on each bag returned for which a 25¢ deposit has been

(b) That the items:

Portland cement (cloth sack), barrel_ \$3.16. Portland cement (cloth sack), 94 lb.

listed in Table II of Order No. G-28, be amended to read as follows:

Portland cement (cloth sack), barrel_ \$3.76 Portland cement (cloth sack), 94 lb. sack

(Price of cement in cloth bags includes a refundable deposit of 25¢ per bag. Sellers are required to give refund of 25¢ on each bag returned for which a 25¢ deposit has been

(c) That this Amendment No. 2 to Order No. G-28 shall become effective October 23, 1946.

Issued: October 9, 1946.

J. F. KESSEL, Regional Administrator.

[F. R. Doc. 46-20449; Filed, Nov. 15, 1946; 8:54 a.m.]

[Region III Order G-4 Under Rev. Gen. Order 651

SHORTLEAF YELLOW PINE LUMBER AND LUMBER PRODUCTS IN CLEVELAND, OHIO,

Pursuant to the provisions of Revised General Order No. 65 and of Regional Basic Order No. 1-B under Revised General Order No. 65, this order is issued:

SECTION 1. What this order does. This adopting order establishes dollarsand-cents maximum prices for "retailtype" sales of the items of the shortleaf yellow pine lumber and lumber products listed in the accompanying price sheets when sold out of distribution yard stock by lumber distribution yards located in Zone 4.

SEC. 2. Applicability of Basic Order No. 1-B. All the provisions of Basic Order No. 1-B under Revised General Order No. 65, consistent with this Adopting Order No. G-4 are hereby adopted by, and incorporated by reference into, this order as though fully re-written herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order.

SEC. 3. Maximum prices-(a) Price sheets. The maximum prices for sales of the items covered by this order shall be those set forth in the accompanying price sheets which are annexed to and made a part of this order. Prices lower than the listed maximum prices may, of

course, be charged or paid.

(b) Delivery practices and charges. The prices established by this order include delivery within a radius of twentyfive miles of the seller's place of business. For delivery more than twenty-five miles from the seller's place of business, an additional charge of not more than ten cents (\$0.10) per one thousand board feet may be made for each mile, or fraction thereof, by which the point of delivery exceeds twenty-five miles from the sell-er's place of business. No additional charge shall be made for the return trip. If the buyer chooses to make his own delivery, no reduction in price need be

(c) Discounts. Sellers shall maintain cash discount practices which are at least as favorable to purchasers as were those offered by such sellers in August, 1941. Such cash discount practices shall be applied to all maximum prices established by this order, regardless of whether the seller sold the particular item in August, 1941. For the purposes of this subsection, no discount of more than two percent (2%) shall be considered a cash

SEC. 4. Adjustment. The maximum prices established by this order include all adjustments granted to sellers subject to area orders by the Office of Price Administration through October 15, 1946. (Refer to section 6 (b) of Basic Order No. 1-B.)

SEC. 5. Area covered. For the purposes of this order, Zone 4 consists of

the following areas:

(a) Michigan. (i) Bay County except Pinconning; Gratiot County except cities (or towns) of Ashley, Bannister, Perrington and Middleton; Montcalm County except cities (or towns) of Butternut, Carson City, Greenville, North Greenville, Sheridan and Vickeryville; St. Clair County except the town of Jeddo; and Saginaw County except the town of Freeland.

(ii) The cities (or towns) of Clio, Davison, Flushing, Mt. Morris, Montrose, and Otisville in Genesee County; Sand Lake in Kent County; Lake Orion, Leonard, Oxford, Rochester, and Thomas in Oakland County; and Mayville, Millington, and Vassar in Tuscola County.

(iii) The Counties of Lapeer and Ma-

(b) Ohio. (i) Henry County except the cities (or towns) of Deshler, Hamler, Holgate and New Bavaria; Putnam County except the cities of Columbus Grove, Pandora and Vaughnsville; and

Wood County except the towns of Bloomdale, Galatea, Hoytville and North Baltimore

(ii) The cities (or towns) of Delphos. Elida and Spencerville in Allen County; Rossburg in Darke County; McComb in Hancock County; Bellevue in Huron County; Flatrock, Green Springs, Maple Grove, and Old Fort in Seneca County.

(iii) The Counties of Defiance, Erie, Fulton, Lucas, Mercer, Ottawa, Paulding, Sandusky, Van Wert, and Williams,

NOTE: Where individual communities are included in the foregoing area description, the maximum prices established by this order, shall also apply to distribution yards near those communities which receive their lumber either at sidings in those communities or at their own sidings at the same rate of freight as applies in those communities.

SEC. 6. Effective date. This order shall become effective October 31, 1946.

Issued: October 15, 1946.

J. F. KESSEL Regional Administrator.

Prices in these tables apply in the area specified in section 5 of this order. Size of sale is based on the total of all softwood lumber and hardwood flooring sold in one sale.

SHORTLEAF YELLOW PINE

BOARDS

[Price table per 1,000 board feet]

Applies to air-dried or kiln-dried boards, 4 to 20 feet long, surfaced on 1, 2, 3, or 4 sides to thickness shown, or surfaced on 2 sides and tongue-and-grooved or ship lapped. No additions to these prices may be made for lapped. No additions to these prices may be made for grade-marking, anti-stain treatment, or sale of specific lengths.

	m. L. Innan		Sales totaling over 1,000 feet				
Nominal size	Thickness surfaced	Grade No. 1	Grade No. 2	Grade No. 3	Grade No. 4		
1 x 2" and 1 x 3". 1 x 4" 1 x 6" and 1 x 7". 1 x 8" and 1 x 9". 1 x 5" and 1 x 10". 1 x 11".	}2562" or 34"	\$82 78 79 81 83 87 94	\$78 73 77 77 77 79 83 86	\$67 65 67 67 69 69 71	\$56 54 56 56 58 58 59		
			Sales totaling 1,000 feet or less				
Nominal size	Thickness surfaced	Grade No. 1	Grade No. 2	Grade No. 3	Grade No. 4		
1 x 2" and 1 x 3". 1 x 4" 1 x 6" and 1 x 7". 1 x 8" and 1 x 9". 1 x 5" and 1 x 10". 1 x 11".)2562" or 34"	\$94 90 91 93 95 99 106	\$90 85 89 89 91 95 98	\$79 77 79 79 81 81 83	\$68 66 68 68 70 70 71		

Additions and deductions per 1,000 board feet

1. Green, worked as above. - From dry price for size and

1. Green, worked as above.

The grade, deduct \$5.

2. Rough.—From dry price above for grade and size:
for rough dry, deduct \$1; for rough green, deduct \$6.

3. Boards under \$4'' thickness, surfaced 1 side, any edge
working, graded after complete working and sold "on
grade."—From the 25/22' surfaced dry price for width and

	Deduct		
	If dry	If green	
11/16"	\$4 8 12	\$8 12	
916"	12 16 20	\$8 12 16 20 24	
749)	20	-	

4. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased

\$7.50 the prices as determined above may be allowed to percent.

5. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."

6. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.

7. Other boards.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine boards not priced above.

DIMENSION

[Price table per 1,000 board feet]

Applies to air-dried and kiln-dried lumber, 4 to 20 feet long, surfaced on 1, 2, 3, or 4 sides to 15%" thickness. No additions to these prices may be made for grade marking, antistain treatment, or because lumber is medium grain or dense.

	Sales	totali	ng ov	er 1,0	00 feet	
Nominal size	Lengths					
	4' or 6'	8', 10' or 12'	9' or 14'	16'	18' or 20'	
	No.	grade grai	n or de		edium	
2 x 3" or 4"	\$64 66 63 63 68 70	\$76 82 77 77 77 85 88	\$77 82 78 78 85 85 88	\$79 84 79 79 87 89	\$81 90 82 82 82 93 95	
	No. 2 grade, including medium grain or dense					
2 x 3" or 4" 2 x 5" 2 x 6" 2 x 8" 2 x 10"	\$62 59 59 61 63 64	\$73 75 73 74 79 80	\$75 74 74 76 79 80	\$76 74 75 76 79 82	\$79 80 78 80 84 84 87	
	Sales	totalir	ıg 1,00	0 feet	or less	
Nominal size	Lengths					
The state of the s				9.1	The second	
	4' or 6'	8', 10' or 12'	9' or 14'	16'	18' or 20'	
	6'	8', 10' or 12'	14'	ling m	20'	
2 x 3" or 4"	6'	8', 10' or 12'	14'	ling m	20'	
2 x 5" 2 x 6" 2 x 8" 2 x 10"	875 77 74 74 79 81	8', 10' or 12' grade, grade, grade, 887 93 88 88 96 99	\$88 93 89 96 99	\$90 95 90 98 100	\$92 101 93 93 104 106	

Additions and deductions per 1,000 board feet.

1. No. 3 Grade.—From No. 2 grade price for size, deduct \$17.
2. Green, worked as above.—Maximum prices are the same as for air- and kiln-dried lumber.
3. Rough green or rough dry.—From dry surfaced price for the same and grade, deduct \$1.
4. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.
5. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying charges."
6. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.
7. Other dimension items.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine dimension not priced above.

dimension not priced above.

PLANES AND SMALL TIMBERS

[Price table per 1,000 board feet]

Applies to rough green lumber with no heart specifica-tion. No addition to these prices may be made for grade marking or antistain treatment.

Size	No. 2 dense No. 2 medium grain No. 2 common (lengths)			G. I grai and	No. 1 dense sq. edge and sound M G. No. 1 medium grain square edge and sound No. 1 common (lengths)			
	8-20'	22'	24'	8-20	8-20'		24'	
	Sale	s tota	ling o	ver 1,	,000	boar	1 feet	
3 x 3" to 6 x 8"	\$80	\$91	\$98	\$80		\$94	\$102	
	Sales totaling 1,000 board feet or less							
3 x 3" to 6 x 8"	\$93	\$104	\$111	\$96	\$	107	\$115	
Size						se se uctu ength	ral	
	8-20'	22'	2	4' 8	-20'	22'	24'	
	Sale	s tota	ling o	ver 1	000 1	board	feet	
3 x 3" to 6 x 8"	\$91	\$10	3 \$1	10	97	\$109	\$118	
	Sales	total	ing 1,	000 bo	ard	feet o	or less	
3 x 3" to 6 x 8"	\$104	\$11	6 \$1	23 \$1	110	\$122	\$131	

Additions and deductions per 1,000 board feet

1. Rough dry.—To rough green price above for grade and length: for air dried, add \$2; for kiln dried, add \$6.

2. Workings.—To rough price for grade, length, and condition, when: surfaced on 1, 2, 3, or 4 sides, tongue-and-grooved or shiplapped, add \$2; grooved on 2 edges,

and-grooved or shiplapped, add \$2; grooved on 2 edges, add \$4.

3. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

4. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln-Drying Charges."

5. Delivery.—For permitted additions for delivery, see Section 3 (b) of this order.

6. Other plank and timber items.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine planks and timbers not priced above.

FLOORING

[Price table per 1,000 board feet]

Applies to kiln-dried lumber, worked to $1'' \times 3''$ or $1'' \times 4''$ flooring, with plain ends, when sold in random lengths of 4 to 20 feet with standard grading rule restrictions on short lengths, or when sold in specific lengths of 7 to 20 feet. No addition to these prices may be made for grade marking

	Sales totaling over 1,000 feet			Sales totaling 1,000 feet or less		
Heart and grain speci- fications	Grade "B" and better	Grade "C"	Grade "D" or No. 2	Grade "B" and better	Grade "C"	Grade "D" or No. 2
Heart face: Edge grain Near-edge grain Flat grain No heart specifica-	\$140	\$120	\$96	\$148	\$128	\$109
	130	110	90	138	118	103
	120	107	84	128	115	97
tion: Edge grain Near-edge grain Flat grain	123	112	86	131	120	99
	113	102	80	121	110	93
	108	101	78	116	109	91

Additions and deductions per 1,000 board feet

Additions and deductions per 1,000 board feet

1. Air dried.—From the kiln-dried price for the grade
and other specifications, deduct \$1.

2. 4, 5, and 6 foot lengths sold on specific length.—From
the random length price for the grade and other specifications and condition: For "B" and better and "O",
deduct \$21; for "D" or No. 2, deduct \$13.

3. End matched.—To plain-end price for grade and
other specifications, condition and length, add \$3.

4. Bark back.—From price above for flooring free of
bark back, deduct \$7.

5. Sales less than \$7.50.—When the total sale is less than
\$7.50 the prices as determined above may be increased
10 percent.

6. Workings.—For permitted additions for workings
to customer's order, see price sheet "Maximum Milling
and Kiln Drying Charges."

7. Deltery.—For permitted additions for delivery, see
section 3 (b) of this order.

8. Other flooring.—Continue to compute maximum
prices under 2d RMFR 215 on shortleaf yellow pine
flooring not priced above.

FINISH

[Price table per 1,000 board feet]

Applies to kiln-dried lumber, 8 to 20 feet long surfaced on 4 sides to thickness indicated. Prices apply whether or not lumber is grade marked or sold in specified or random lengths.

random lengths.		1	
		Sales totaling over 1,000 feet	Sales totaling 1,000 feet or less
Size	Thickness surfaced	Grade "B" and better Grade "C"	Grade "B" and better Grade "C"
1 x 2" or 3" 1 x 4" 1 x 6" or 8" 1 x 7" or 9" 1 x 7" or 10" 1 x 11" 5/4 or 6/4 x 2 or 3" 5/4 or 6/4 x 6 or 8" 5/4 or 6/4 x 5 or 10" 5/4 or 6/4 x 5 or 10" 5/4 or 6/4 x 11"	2562"	(109 103 107 100 112 100 (113 111 125 114 130 118 148 133 (132 116 129 114 129 114 (135 122 147 122 147 122 165 143	0 115 108 4 120 112 1 126 119 4 132 122 8 133 126 3 156 141 5 140 124 4 137 122 4 137 122 2 143 130 4 150 132

Additions and deductions per 1,000 board feet

1. Air dried, may be stained.—From kiln-dried price for size and grade, deduct \$8.

2. Air dried, no stain permitted.—From kiln-dried price for size and grade, deduct \$6.

3. Pough.—To surfaced price for size, grade, and condition add \$2.

2. Air artea, no stam permitted.—From size and grade, deduct \$6.
3. Rough.—To surfaced price for size, grade, and condition, add \$2.
4. 4 and 6 feet lengths.—From 8-20 ft. price for size, grade, and condition: For 1" thickness in widths of 6" or less, deduct \$20; for 1" thickness when wider than 6", and all \$4" and 94" thickness, deduct \$11.
5. Sales less than \$7.50. When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.
6. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum Milling and Kiln Drying Charges."
7. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.
8. Other finish.—Continue to compute maximum prices under 2d RMPR 215 on shortleaf yellow pine finish not priced above.

DROP SIDING, CEILING, AND PARTITION

[Price table per 1,000 board feet]

Applies to kiln-dried lumber worked to pattern, with plain ends, when sold in random lengths of 4 to 20 feet with standard grading rule restrictions on short lengths, or when sold in specific lengths of 7 to 20 feet. No addition to these prices may be made for grade marking.

	A pre maste for Bran			9
		3	ales ting o	
Nominal thickness and width	Pattern	Grade "B"	Grade "C"	Grade "D" or No. 2
		D	rop s	iding
1" x 6" 1" x 6" 1" x 8" 1" x 10"	115, 117, 118, 119 All otherAllAll	\$88 - 103 - 104 - 116	\$86 99 100 106	
		Bea sur	eilin tand ad or faced 2 sid	ard "V,"
516" & 716" x 3" & 4" 516" & 716" x 6" 916" x 3" & 4" 916" x 5" & 6" 1146" to 2552" x 3" & 4" 116" to 2552" x 5" & 6"		\$70 73 77 80 94 96	\$66 69 74 77 90 92	\$54 57 62 64 72 74
	1001 2	P	artit	ion
13/16" x 4" 34" x 4" 13/16" x 6" 34" x 6"		\$93 102 96 105	\$89 98 92 101	\$71 75 74 78
		+		
		Saling	les to	otal- o feet
Nominal thickness and width	Pattern	Grade "B" urs	les to 1,000 or les	Grade "D" or No. 2
	Pattern	Grade "B" H	1,000 or les	Grade "D" s or No. 2
		Grade "B" H	1,000 or les	Grade "D" s or No. 2
and width 1" x 6" 1" x 6" 1" x 8"	115, 117, 118, 119. All other.	ing	1,000 or less	90 90 91 94 Ard V."
and width 1" x 6" 1" x 6" 1" x 8"	115, 117, 118, 119. All other	ing	1,000 pr les solo pp sid spanda 1007 113	90 90 91 94 Ard V."
and width 1"x6" 1"x6" 1"x8" 1"x10" 5'6" & 3'6" x3" & 4" 5'6" & 3'6" x3" & 4"	115, 117, 118, 119. All other	Ing	1,000 r less 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	9 feet s S C 0 N 10 S S S S S S S S S S S S S S S S S S

Additions and deductions per 1,000 board feet

Additions and deductions per 1,000 board jeet

1. Air dried.—From the kiln-dried price for size, grade and pattern, deduct \$1, 2, 4, 5, and 6 foot lengths sold on specific length.—From the random length price for the size, grade, pattern, and condition; for "B" and better and "C", deduct \$12; for "D" and No. 2, deduct \$8.

3. Sales less than \$7.50.—When the total sale is less than \$7.50 the prices as determined above may be increased 10 percent.

4. Workings.—For permitted additions for workings to customer's order, see price sheet "Maximum milling and kiln drying charges."

5. Delivery.—For permitted additions for delivery, see section 3 (b) of this order.
6. Other drop siding, ceiling, and partition.—Continue to compute maximum prices under 2d RMPR 215 on shortleat yellow pine drop siding, ceiling, and partition not priced above.

MAXIMUM MILLING AND KILN DRYING CHARGES APPLICABLE IN ALL AREAS

1. Basic workings. When a distribution yard is required to perform workings, the fol-lowing additions per 1,000 feet, board measure, may be made to the maximum price of the most economical size from which the desired item may be obtained, Provided:

a. The end product is not a standard size. or a size reasonably similar thereto, as shown in the applicable mill regulation (Example: If a yard resaws 2" x 6" S4S and the end product is a board 2362" thick, this is a size "reasonably similar" to standard thickness of

b. The end product is thicker than 2", wider than 12" or longer than 22'.

MAXIMUM ADDITIONS PER ONE THOUSAND FEET, BOARD MEASURE

	4/4", 5/4", 6/4"	2"	3" and 4"	5" x 5" to 8" x 8"	6" x 10" and larger	Mini- mum charge
S18, S28, S38 or S48. D&M, shiplap, grooved or beveled sleepers Drop siding or ceiling	\$6.00 7.00 7.00	\$5.00 6.00 6.00	\$6.00 7.00	\$6.00 10.50	\$8, 00 10, 00	\$1.50 1.75 1.75
Outgauging or special patterns	15.00 2.50 3.50	15.00 2.50 3.50	15.00 2.50 3.50	15.00 3.50	15.00 4.00	3. 75 . 50 . 75
Resawing	5.00	5.00	5.00	5.00	6.00	1.0

NOTES: (1) Where the total charge calculated on a thousand feet, board measure, is less than the minimum shown in the table, the minimum charge may be added.

(2) The cross-cutting addition may be made only as many times as are necessary to produce the desired length from the shortest standard multiple of that length in the size and grade required. The final cost in-cluding cross-cutting and waste, may not exceed the most economical cost of producing the required length.

(3) The total charge for ripping and resawing may not include additions for more

than three rips, and/or resaws.

2. Kiln-drying. For kiln-drying, done at the yard, an addition of double the addition permitted by the applicable direct-mill regu-

lation may be made.
3. Custom milling or kiln-drying. Where the required working or kiln-drying cannot be performed by the distribution yard making the sale because it does not have the neces-sary facilities, the yard may add to the maxi-mum price of the original size, the actual cost of having the working or drying performed at a custom establishment provided the end product produced is a non-standard size or an item larger than boards or dimension. If the distribution yard has the facilities to perform the required workings or drying, the maximum charges in paragraphs (1) and (2), above, apply. If the end product is a standard or near standard size of boards or dimension, no additions may be made and the maximum price must be computed on the basis of the item produced.

No additions may be made for transportation to or from the custom establishment,

[F. R. Doc. 46-20459; Filed, Nov. 15, 1946; 8:48 a. m.]

[Region III Order G-65 Under RMPR 251]

REPOOFING IN MICHIGAN

Under the authority vested in the Regional Administrator of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251 and pursuant to the provisions of Regional Basic Order No. 1-B under Revised Maximum Price Regulation No. 251, this order is issued:

SEC. 1. What this order does. This adopting order establishes dollars-andcents maximum prices for the composition roofing materials specified in section 4, hereof, when sold installed on residential structures in the Upper Peninsula of the State of Michigan.

SEC. 2. Area covered. For the purposes of this order, the "Upper Peninsula of the State of Michigan" consists of the Counties of Keweenaw, Houghton, Ontonagon, Gogebic, Baraga, Iron, Marquette, Dickinson, Menominee, Alger, Delta, Schoolcraft, Luce, Mackinac, and Chippewa in the State of Michigan.

SEC. 3. Applicability of Basic Order No. 1-B. All the provisions of Basic Order No. 1-B, consistent with this Adopting Order No. G-65, are hereby adopted by and incorporated by reference into this order and are just as much a part of this order as though fully rewritten herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise without other action be a part of this order. All persons subject to this adopting order are also subject to and should read and be familiar with the provisions of Basic Order No. 1-B.

SEC. 4. Maximum prices. (a) The maximum price for the specified re-roofing materials on an installed basis shall be as follows:

Type of roofing Maximum	
Asphalt shingles (3 in line), strip, 210-219 lb	\$12.65
Asphalt shingles (3 in line), strip, 220-250 lb	12.90
Hexagon strip, 11½, 167-187 lb Roll roofing, mineral surface, dia-	11.60
mond pt., 105-115 lb. (cemented) Roll roofing, mineral surface, double	9. 65
coverage, 110 lb. (cemented) Roll roofing, mineral surface, 90 lb.	10.20
(cemented)	8.10

(b) The above price includes related materials and services as defined in section 11 of Basic Order No. 1-B under Revised Maximum Price Regulation No.

SEC. 5. Effective date. This Order No. G-65 shall become effective November 6, 1946.

Issued: October 23, 1946.

J. F. KESSEL. Regional Administrator.

[F. R. Doc. 46-20251; Filed, Nov. 15, 1946; 8:58 a. m.]

[District of Columbia Adopting Order 3 Under Basic Order 1 Under Rev. Gen. Order 65]

SHORTLEAF YELLOW PINE LUMBER IN DISTRICT OF COLUMBIA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942 as amended, by Revised General Order No. 65, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, District of Columbia District Office, it is hereby ordered:

SECTION 1. What this order covers. This adopting order under Basic Order No. 1, as amended under Revised General Order No. 65, covers retail type sales of southern shortleaf yellow pine lumber out of distribution yard stock by lumber distribution yards located in the District of Columbia District area. All the provisions of Basic Order No. 1 as amended, under Revised General Order No. 65, are adopted in this order as if specifically set forth herein. If said Basic Order No. 1 as amended, is amended in any respect, the provisions of said order, as amended, shall likewise without any further action, become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended, under Revised General Order No. 65, and should be familiar with the provisions of said order.

SEC. 2. Territory covered by this order. The geographical area covered by this order is the District of Columbia.

SEC. 3. Maximum prices. The maximum prices for Southern Shortleaf Yellow Pine Lumber in the area covered by this order are set forth in Schedule A-1. Schedule A-1 fixes maximum prices for sales by lumber distribution yards located in the District of Columbia.

Sec. 4. Relationship of this order to Basic Order No. 1 as amended, under Revised General Order No. 65, Second Revised Maximum Price Regulation 215, and other maximum price regulations. As previously stated, all provisions of Basic Order No. 1 as amended, are

adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing previously established by Second Revised Maximum Price Regulation 215, or any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of Second Revised Maximum Price Regulation 215 or any other applicable regulation or order, shall remain applicable to sales covered by this order.

Sec. 5. Posting of prices, records, and sales slips. The provisions of section (d), (e), (f) and (g) of Basic Order No. 1 as amended, covering posting, invoicing, records and sales slips, are adopted in and applicable to this order as if specifically set forth herein.

SEC. 6. Amendment. This order may be revised, amended, revoked, or modified at any time by the Office of Price Administration.

This order shall become effective October 4, 1946.

Issued this 4th day of October 1946.

VINCENT A. HOLMES, District Director.

Opinion Accompanying Adopting Order No. 3 Under Basic Order No. 1 as Amended, Under Revised General Order No. 65

Pursuant to the provisions of Revised General Order No. 65 as amended, Regional Administrators and District Directors authorized to do so, may issue and put into effect orders establishing maximum prices applicable to particular communities or defined areas for sales of lumber products for which maximum prices are established under Second Revised Maximum Price Regulation 215 out of distribution yard stock by any lumber distribution yard located in such area.

In accordance with this authority, the Regional Administrator of Region II has issued Basic Order No. 1 as amended, under Revised General Order 65, setting forth the general provisions which are to be common to all future area orders, such orders to be known as adopting orders. The provisions of the basic order are expressly adopted by such adopting orders.

The accompanying adopting order covers prices of southern shortleaf yellow pine lumber on retail type sales out of distribution yard stock by lumber distribution yards located in the District of Columbia District area. This order supersedes maximum prices or pricing methods previously established by Second Revised Maximum Price Regulation 215, or any other applicable regulation.

The prices fixed by the accompanying order are a translation into dollars-and-cents of existing maximum prices and are in line with the level of prices in effect under Second Revised Maximum Price Regulation 215. The provisions of the accompanying order are in conformance with section 2 (t) of the Emergency Price Control Act of 1942, as amended.

The record-keeping, posting and invoicing provisions of Basic Order No. 1 as amended, which are adopted by the accompanying adopting order are specifically authorized by section 1 (c) of Revised General Order 65 and are affirmatively found to be necessary to prevent evasion of this order.

[F. R. Doc. 46-20432; Filed, Nov. 15, 1946; 8:51 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. SA-130]

ACCIDENT AT CLEVELAND, OHIO

NOTICE OF HEARING

In the matter of investigation of accident involving aircraft of United States Registry NC 19447 which occurred at Cleveland Ohio, on November 11, 1946.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said Act, in the above-mentioned proceeding that hearing is hereby assigned to be held on Friday, November 22, 1946, at 9:30 a.m. (local time), in Court Room 575, Old Court House, 225 South Clark Street, Chicago, Illinois.

Dated at Washington, D. C., November 18, 1946.

[SEAL] ROBERT W. CHRISP,
Presiding Officer.

[F. R. Doc. 46-20613; Filed, Nov. 20, 1946; 8:49 a. m.]